REPORT

OF THE

SUDDER DEWANNY ADAWLUT,

NORTH WESTERN PROVINCES,

ON

THE ADMINISTRATION

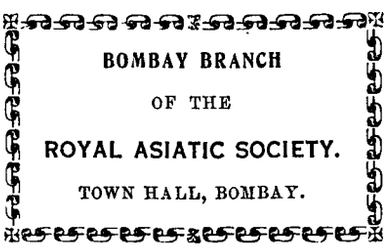
OF

CIVIL JUSTICE

FOR THE YEARS

1860. 1861 and 1863

00134162



Digitized with financial assistance from

Government of Maharashtra

on 01 February, 2020

REPORT

OF THE

SUDDER DEWANNY ADAWLUT,

NORTH WESTERN PROVINCES,

ON

THE ADMINISTRATION

OF

CIVIL JUSTICE

134162

FOR THE YEAR

1860.

WITH THE

RESOLUTIONS OF THE COURT

RECORDED ON THE

REPORTS OF THE ZILLAH JUDGES.

Allahabad:

PRINTED AT THE GOVERNMENT PRESS, N. W. P.

1861.

00134162

REPORT

OF THE

SUDDER DEWANNY ADAWLUT,

NORTH WESTERN PROVINCES,

ON

THE ADMINISTRATION

OF

CIVIL JUSTICE.

FOR THE YEAR 1860.

No. 451.

FROM

THE REGISTER, SUDDER DEWANNY ADAWDUT,

AGRA,

To

THE SECRETARY TO GOVERNMENT,

NORTH WESTERN PROVINCES.

Dated Agra, the 23rd March 1861.

SIR;

I am directed to transmit accompanying prescribed figured Statements, shewing the results of the Administration of Civil Justice in the North Western Provinces in the year 1860, with transcripts of the Resolutions recorded by the Court on the Reports of the Zillah Judges, for submission to His Honor the Lieutenant-Governor: they would have been earlier submitted, as required by your letter, No. 1464A, dated 21st December last, but for the delay which several Judges allowed to occur in submission of their Reports. The attention of the Court will be particularly given to impress upon the District Judges the necessity of punctually submitting their Returns immediately after the close of each year; and it is hoped that greater punctuality will hereafter be attained. A memorandum is given marginally of the dates on which the Reports of the several Zillahs were received, from which it will be observed that great and reprehensible delay occurred in the submission of the Reports of more than one district; in addition to which the statements were, in not a few instances, incomplete and erroneous. The last Return required from Allygurh was only received on the 7th instant, and the Court are not yet in possession of a correct Tullubana Return from the Zillah Futtehpore.

January	22nd	Mynpoorie.
,,	,,	Furruckabad.
,,	,,	Azimgurh.
,,	,,	Bareilly.
,,	,,	Bundlecund.
,,	23rd	Futtehpore.
,,	24th	Goruckpore.
,,	,,	Benares.
,,	25th	Allygurh.
,,	,,	Mirzapore.
,,	29th	Ghazeepore.
,,	30th	Jaunpore.
,,	31st	Shahjehanpore.
,,	,,	Mooradabad.
February	6th	Allahabad.
,,	8th	Cawnpore.
,,	11th	Agra.
,,	21st	Meerut.
,,	22nd	Kumoan.
,,	,,	Seharunpore.

2. The following Statement exhibits the general result of regular suits and appeals instituted, decided, and pending at the close of the past year, shewing institutions to have fallen off by 11 per cent., as compared with 1859; the number of decisions to have diminished 12 per cent., while that of cases pending at the close of the year has decreased in the larger ratio of 18 per cent.

General Statement of the Regular files in the North Western Provinces, during the year 1860.

Courts.	Instituted.		Decided.				Pending.			
			1859.		1860.		above one year.		Total pending 1st January.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1859.	1860.	1860.	1861.
Seharunpore,	4181	3858	3423	4807	2686	3887	6	0	577	459
Meerut, ..	3866	3306	3066	4395	2561	3191	0	3	414	543
Allygurh, ..	5243	4013	4541	5704	3853	4585	0	0	1095	544
Mooradabad,	7384	6328	5635	7998	5081	6591	0	0	818	591
Bareilly, ..	5097	4642	4015	5856	4160	5257	0	0	1309	784
Shahjehanpore,	5073	4781	4112	5437	4220	4905	3	1	1651	837
Agra, ...	5975	4699	4530	6278	3825	4988	81	75	1418	1148
Furruckabad,	5679	5751	5170	6651	4428	5414	6	4	794	1099
Mynpoorie, ..	5342	2887	2956	3651	281	3092	0	0	517	333
Cawnpore, ..	1851	2277	1486	1951	1797	2252	1	0	253	286
Futtehpore,...	761	640	696	881	531	653	0	1	91	86
Bundlecund,..	1570	1459	1022	1555	1154	1487	2	0	217	192
Allahabad, ..	2995	3107	2340	3025	2545	3156	1	0	757	732
Goruckpore,..	5165	4595	4144	5031	3923	4529	0	1	849	953
Azimgurh, ..	2937	2572	2484	2955	2269	2710	0	1	530	418
Jounpore, ..	2121	2074	1994	2213	1791	1963	2	4	738	882
Mirzapore, ..	1710	1537	1507	1878	1177	1528	1	7	277	303
Benares, ..	1790	1773	1764	2031	1697	1911	0	0	295	175
Ghazeepore, ..	3980	2739	3016	3655	2799	3315	4	52	1803	1308
Total, ..	71,220	63,038	57,901	77,952	50,778	65,414	107	149	14,403	11,673
Increase, ..	0	0	0	0	0	0	0	42	0	0
Decrease, ...	0	8182	0	0	7123	10,538	0	0	0	2633

The Court attribute the decrease in the number of suits instituted to two causes; *viz.*, first the operation of Act X. of 1859 in withdrawing to the Revenue Courts many cases connected with rent, which, before the passing of that enactment, were brought before the Civil Courts; and secondly, to the effects of the famine unhappily prevailing in many districts of the North Western Provinces. The districts noted in the margin are those in which the Civil Courts used formerly to be most resorted to in cases connected with rent. The Court observe that it is possible that the novelty of Act VIII. of 1859, the compulsory attendance of parties, and the stringent penalties brought to bear by the

	No. of cases connected with rent instituted during the first seven months of 1859.
1. Ghazeepore, ...	761
2. Agra, ...	734
3. Mooradabad, ...	612
4. Jounpore, ...	483
5. Shahjehanpore, ...	435
6. Azimgurh, ...	398
7. Allygurh, ...	361

new Civil Code upon parties found guilty of instituting and verifying false suits, or defending suits instituted by false written statements, may perhaps have aided in reducing the number of suits. Whereas, however, the number of prosecutions for false verification under Section 24 has been singularly few,* the Court cannot attribute to this cause much of the large decrease of suits observable. In three districts only is an increase of suits instituted found; viz. in Furruckabad, Cawnpore, and Allahabad, which has doubtless arisen from the restoration during the year under review of each of the cities mentioned, which are emporia of trade to increased prosperity.

* Viz. only 17. Vide para. 20 of this Report.

3. The decrease in the number of cases finally disposed of must be regarded as a sequence of the diminution of suits. In two districts, Cawnpore and Allahabad, the number of cases decided in 1860 has exceeded those finally disposed of in 1859.

4. As regards the state of the pending files, the Court observe, that it is satisfactory to note that they have decreased in a much greater ratio than either the institutions or decisions. The Court are desirous of seeing the pending files, which exhibited at the commencement of 1861 an amount of pending work which would of itself occupy, on an average, eleven months and four days to clear, (applying to the arrear of work of each Court, the average monthly rate resulting from the number of decisions made by that Court during the past year,) still further considerably reduced, and they hope that much may be effected towards this desirable object in the current year. They observe that on examining, by a like average test, the state of the pending files in each zillah separately, remarkable differences are observable, as will be seen on reference to the marginal memorandum, shewing the time necessary to clear the pending files of each zillah. The memorandum is applicable to the files of the two Superior Courts, *i. e.*, Judge and Principal Sudder Ameen only;* for the pending files of the two inferior grades of Courts, viz., Sudder Ameens and Moonsiffs, are without exception light. It shews upwards of eighteen months' work in Meerut, Agra, Furruckabad, Jounpore and Ghazeepore, (which in each case is referable to exceptional causes,) contrasted with two months' work at Benares, four at Azimgurh, Futtehpore and Scharunpore, and six at Allygurh, Bareilly, Cawnpore and Allahabad.

Zillahs.	Time necessary to clear the zillah files of cases pending at the close of 1860, assuming the average rate of decisions as in 1860.		
	Months.	Days.	Courts.
Scharunpore, ...	4	3	Judge.
Meerut, ...	22	17	Ditto.
Allygurh, ...	6	25	Ditto.
Moradabad, ...	14	5	Ditto.
Bareilly, ...	6	0	Principal Sudder Ameen.
Shahjehanpore, ...	10	0	Judge.
Agra, ...	22	0	Ditto.
Furruckabad, ...	19	10	Ditto.
Mynpoory, ...	12	24	Ditto.
Cawnpore, ...	6	0	Ditto.
Futtehpore, ...	3	7	Principal Sudder Ameen.
Bundelcund, ...	1	22	Ditto.
Allahabad, ...	5	16	Judge.
Goruckpore, ...	11	24	Ditto.
Azimgurh, ...	4	3	Ditto.
Jounpore, ...	21	2	Ditto.
Mirzapore, ...	9	25	Ditto.
Benares, ...	2	0	Principal Sudder Ameen.
Ghazeepore, ...	28	17	Judge.
Average, ...	11	4	

4½. There is one feature in the state of the pending files, which cannot be regarded with satisfaction, and that is, the increase of 42 in the number of cases

* The Courts of the Judge or Principal Sudder Ameen are given in this statement according as the arrears pending on the files happened to be greater in regard to the one or the other in each district.

pending upwards of one year. The increase is found in the Ghazeepore zillah, in the Courts of the Principal Sudder Ameens: several of these, however, the Court observe, are remanded cases.

5. The following table distinguishes the General Totals of the Statement given at paragraph 2 among the subordinate Courts, and shows,—*First*—That the decrease of instituted suits is confined to the Courts of the Sudder Ameens and Moonsiffs. *Secondly*—That the decisions in the Courts of the Judges have very considerably increased, the decrease in decided cases being confined to the Courts of the Moonsiffs; while, *Thirdly*—The increase of suits on the pending files is confined to the two Superior Courts of the Judge and Principal Sudder Ameen. *Fourthly*—That the number of cases pending at the close of the year in the Moonsiffs' Courts does not amount on an average to any thing which can properly be denominated "an arrear," affording average work for six weeks only; while in the Courts of the Principal Sudder Ameens, it is equivalent to an average of three and a half months' work; and in the Judge's Court reaches so high an average as nine months' work. The files of the Judges have been needlessly swelled in several districts, the Court observe, by the retention upon them of a number of Moonsiffs' appeals, which might have been transferred to the next lower Court, and should, when the Judge's file was encumbered, have been so transferred.

Courts.	Instituted.		Decided.				Pending.				Time necessary to, clear the file of cases pending at the close of 1860.	
			1859.		1860.		Above one year.		Total pending on 1st Jany.			
	1859.	1860.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1859.	1860.	1860.	1861.	Months.	Days.
Judges, ...	5,839	6,802	2,586	2,588	3,101	3,386	49	30	1,890	2,633	9	0
Increase, ...	0	963	0	0	515	798	0	0	0	743		
Decrease, ...	0	0	0	0	0	0	0	19	0	0		
P. S. Ameen,	3,734	3,754	5,252	6,292	5,719	6,379	45	111	1,787	1,873	3	15
Increase, ...	0	20	0	0	467	87	0	66	0	86		
Decrease, ...	0	0	0	0	0	0	0	0	0	0		
S. Ameens,...	1,910	1,763	1,791	2,157	1,924	2,242	1	2	786	628	3	0
Increase, ...	0	0	0	0	133	85	0	1	0	0		
Decrease, ...	0	147	0	0	0	0	0	0	0	158		
Moonsiffs, ...	59,462	50,514	49,312	64,859	42,384	51,339	12	6	9,934	6,613	1	15
Increase, ...	0	0	0	0	0	0	0	0	0	6		
Decrease, ...	0	8,948	0	0	6,928	13,520	0	6	0	3,321		
Total, ...	71,220	63,038	57,901	75,952	50,778	65,414	0	0	0	0		

6. The Court here take occasion to notice the very considerable addition which has resulted to the Judge's work in several districts, from the operation of Section 160, Act X. of 1859, as shewn by the marginal memorandum. The statements formerly prepared did not exhibit any distinction of appeal cases under the several "descriptions of suit." The Court are therefore unable to ascertain how many of the appeal cases instituted from the decisions of subordinate Civil Courts in former years were for rent, and what is the actual increase of work resulting from the change of law. Obviously, however, the increase has been great, and particularly so in Jounpore and Allahabad. The number of appeals in the former of these two districts is so exceptionally large, that the Court have requested the Judge, in communication with the Collector, to submit such explanation as he is able to afford. It might be a question hereafter whether an alteration of law might not be expedient, which would allow Judges, in cases where their files were over-burdened, with the sanction of the Court, to transfer cases of appeal from Revenue Authorities under Act X. of 1859, for disposal to the Principal Sudder Ameens.

Zillahs.	Number of appeals preferred under Sect. 160, Act X. of 1860, from orders of Revenue Authorities to Judges.
Bareilly, ...	21
Shahjehanpore,	13
Goruckpore, ...	25
Allygurh, ...	44
Meerut, ...	41
Scharunpore, ...	11
Allahabad, ...	112
Moradabad, ...	12
Mirzapore, ...	34
Cawnpore, ...	25
Ghazeepore, ...	78
Banda, ...	4
Agra, ...	5
Azimgurh, ...	60
Furruckabad, ...	56
Futtehpore, ...	23
Jounpore, ...	244
Benares, ...	36
Mynpoory, ...	27

7. The following statement, shewing the comparative amount of Civil work disposed of by each Judge in the North Western Provinces, during the year under review, will be found interesting.

Statement shewing the comparative amount of Civil work performed in 1860, *by each Judge in the North Western Provinces.*

Number.	Zillahs.	Original suits.	Civil business disposed of. Appeals. From Principal Sudder Ameens and Sudder Ameens.	From Collector under Act X. of 1859.	From Moonsiffs.	Miscellaneous cases included in Columns 1 to 11, commencing at Civil Courts No. 2.	Total, valuing cases in Column 3, as one unit, Column 4 as 2=1 unit, Columns 5 and 6 as 4=1 unit, Columns 7 as 7=1 unit.	Number of each Judgeship classified in order of amount of Civil work disposed of in 1860.
1.	2.	3.	4.	5.	6.	7.	8.	9.
	Azimgurh, ...	0	53	35	297	73	120	I.
	Allygurh, ...	2	95	39	108	184	113	II.
	Benares, ...	4	71	35	172	111	108	III.
	Jounpore, ...	5	59	108	113	95	104	IV.
5.	Bareilly, ...	14	37	11	206	96	101	V.
	Scharunpore, ...	3	69	5	198	67	99	VI.
	Allahabad, ...	0	65	77	68	200	98	VII.
	Agra, ...	12	58	0	95	200	94	VIII.
	Ghazeepore, ...	11	73	23	51	76	78	IX.
10.	Goruckpore, ...	0	59	6	119	115	77	X.
	Cawnpore, ...	6	61	15	102	80	77	X.
	Banda, ...	0	69	4	84	42	63	XI.
	Shahjehanpore, ...	1	29	11	59	126	52	XII.
	Furruckabad, ...	4	23	8	102	33	49	XIII.
15.	Futtehpore, ...	3	51	23	27	41	48	XIV.
	Mirzapore, ...	1	22	8	69	64	40	XV.
	Mynpoorie, ...	4	33	10	13	60	35	XVI.
	Meerut, ...	1	23	14	12	44	26	XVII.
19.	Moradabad, ...	0	15	0	24	41	20	XVIII.
	Total, ...	71	964	432	1,919	1,747		

The largest number of appeals from Principal Sudder Ameens was decided by Mr. Dumergue, Mr. Edwards and Mr. Becher. The Court think it likely that if it be found possible to keep the Judges free from the extraordinary labour of Special Commission, charge of offices not their own, &c., that the result of the current year will shew a great difference in the classification in the last column.

8. Out of 54,451 original suits and appeals decided on trial in the year 1860 in all the Courts, 8,855 were decided *ex parte*, and 16,910 on confession. The attention of the Zillah Judges having been directed by the Court's Resolutions for 1859 to the subject of confessions, they have all, in the reports for the year 1860, united in the opinion that the confessions are, almost without exception, *bonâ-fide ;* that is, made without any fraudulent intent. The Court entirely adhere to the same opinion which was expressed in paragraph 5 of their last year's address to Government. A suitable remedy will, it is hoped, soon be provided by the enactment of a law, legalizing cognovits without suit.

9. The following statement exhibits the result of regular appeals from the decisions of the several Local Civil Courts ; the per-centage of appeals admitted, and of reversals to appeals tried and determined during the year under review :—

Courts.	Number of suits decided.	Appeals admitted.	Appeals reversed or modified.	Appeals confirmed.	Proportion of appeals admitted to suits decided.	Proportion of reversals, including orders modified and remands to appeals tried.
Moonsiffs, ...	53,327	4,674	1,613	2,744	9·	37·
Sudder Ameens, ...	1,890	328	124	198	17·	39·
Principal Sudder Ameens,	5,341	1,014	271	500	19·	35·
Judges, ...	71	36	12	25	50·	32·

With reference to which the Court observe, that it is impossible to deny that the result exhibited, viz., that only nine per cent. of the decisions of Moonsiffs have been appealed, is highly creditable to that class of officers. The increasing ratio of appeals, to cases decided in each grade of the Superior Courts, is noticeable. The proportionate per-centage exhibited in the last column of reversals to total number of appeals tried, and which last year was very unfavorable to the Judges, is now, on the contrary, most favorable to them, which it is satisfactory to notice.

The memorandum compiled for the Courts of the Principal Sudder Ameens exhibits the following results, which are exceedingly creditable to the judgment of Baboo Shama Churn, Principal Sudder Ameen of Allahabad, and Syud Abdoollah Khan, Principal Sudder Ameen of Futtehpore, 93 per cent. of whose decisions were affirmed in appeal. The returns of Tujumul Hossein Khan and Mahomed Hossein Khan are also favorable ; while those of Mahomed Kasim Ali Khan and Hubeeboollah Khan are unfavorable.

Name of Principal Sudder Ameen.	Number of appeals decided by Sudder Dewany Adawlut during year.	Cases confirmed.	Cases reversed or modified.	Per-centage of cases in Column 4 to total number in Column 2.
Rae Nund Loll, ...	33	23	10	30
Mahomed Hossein Khan, ...	14	11	3	21
Mahomed Tujummul Hossein Khan, ...	20	16	4	20
Mahomed Kasim Ali Khan, ...	17	6	11	66
Mr. R. H. Smith, ...	12	8	4	33
Abdool Azeez Khan, ...	12	8	4	33
Syud Abdoollah Khan,...	28	26	2	7
Baboo Shama Churn, ...	13	12	1	7
Mahomed Hubeeb-oollah Khan, ...	14	6	8	57

10. The marginal statement shews the average duration of suits in the several classes of Courts, for the past and preceding year. There is marked improvement observable in the duration of suits in every class of Court; but in none so much as in the Moonsiffs' Courts, the general average obtained in which is, in the opinion of the Court, generally creditable to this ill paid class of officers. The best average results as regards Moonsiffs have been obtained in the zillahs of Meerut, Furruckabad, Mynpoorie, Futtehpore, and Bundelcund, in which the duration of suits in all the Moonsiffs' Courts did not average above one month and ten days.

Courts.	1859.		1860.	
	M.	D.	M.	D.
Moonsiffs, ...	3	3	1	24
Sudder Ameens, ...	4	6	3	8
Principal Sudder Ameens, ...	4	7	3	29
Judges, ...	6	7	5	8

The least satisfactory averages are found in

	Months.	Days.
Ghazeepore, where it is	3	18
Jounpore, ...	2	21
Allahabad, ...	2	11
Agra, ...	2	9
Bareilly, ...	2	3

The individual Moonsiffs, who have attained to the shortest duration, are the following :—

	Months.	Days.
Heth Lall, Moonsiff of Boolundshuhur, ...	0	13
Mirza Ali, Do. Hauper, ...	0	12

				Months.	Days.
Meer Badshah,	Moonshiff of	Secundrabad,	...	0	20
Sooltan Hussun,	Do.	Mozuffernuggur,	...	0	21
Mahomed Wajid Ali,	Do.	Roorkee,	...	0	24
Ruchpal Singh,	Do.	Sirdhana,	...	0	25
Abdool Qyoom,	Do.	North Furruckabad,	...	0	23
Nasir Ali Khan,	Do.	South Do.	...	0	22
Mahomed Nujjuf Khan,	Do.	Etah,	...	0	22

The brief term of pendency in each of these Moonsiffees is highly creditable to the presiding Moonsiff, in the six next-named Moonsiffees ; viz. :—

			Average. *Months.*	Duration. *Days.*
Moonsiff of	Shahjehanpore,	...	2	16
Do.	West Budaon,	...	2	21
Do.	Futteeabad,	...	2	20
Do.	City Allahabad,	...	2	24
Do.	Haveylee Jounpore,	...	2	26
Do.	Ghazeepore,	...	2	20

The Court look for improvement in the current year ; while they regard as highly unsatisfactory the long terms during which suits were pending in the last-named seven Moonsiffees ; viz.

					Months.	Days.
Moonsiff of	Jounpore,	...	...	...	3	2
Do.	Bunsgaon,	...	...	...	3	8
Do.	Sydepore,	...	...	...	3	11
Do.	Futtehpore Seekri,	...	...	...	3	15
Do.	Suheswan,	...	...	...	3	18
Do.	Rusrah,	...	...	...	4	15
Do.	Mohumdabad,	...	...	...	5	28

The shortest average duration of suits in Sudder Ameen's Courts is found in zillah Cawnpore, and is 2 months and 4 days ; and the longest amounting severally to 5 months and 13 days, and 5 months and 2 days, in the Courts of Allygurh and Muttra. Among the Principal Sudder Ameens, the best duration results have been shewn by Mr. R. H. Smith, Principal Sudder Ameen.

		Months.	Days.
Benares, the average duration of whose Court is	...	1	15
Sookhbassee Lall, Bundelcund,	...	1	16
Shama Churn, Allahabad,	...	2	4
Abdoollah Khan, Futtehpore,	...	1	19
Mahomed Hossein Khan, Mynpoorie,	...	2	6
Soondur Lall, Shahjehanpore,	...	2	9

Results which the Court regard as being very creditable to the officers named, particularly in the cases of the Principal Sudder Ameens of Allahabad and Shahjehanpore, the work of both which Courts is heavy. On the other hand, the least satis-

factory results as to duration of suits have been attained by the following Principal Sudder Ameens :—

				Months.	Days.
Mr. R. Manderson, P. S. Ameen of		Derah Doon,	...	7	1
Syud Ahmud,	Do.	Moradabad,	...	8	3
Casim Ali Khan,	Do.	Bareilly,	...	6	14
Mr. J. P. Lyons,	Do.	Agra,	...	11	15
Asud-oollah Khan,	Do.	Jounpore,	...	8	13
Moulvi Abdool Uzeez, 1st	Do.	Ghazeepore,	...	8	23
Moulvi Hubeeb-oollah, 2nd	Do.	Ghazeepore,	...	6	15

which the Court consider to have been sufficiently explained; only in the case of Syud Ahmud, Principal Sudder Ameen of Moradabad, much improvement will be looked for by the Court in the present year.

11. In the Judges' Courts the best results in shortness of duration have been attained in the following districts :—

	Months.	Days.
Benares, the average duration of suits in which Court is ...	1	12
Seharunpore, ...	3	24
Furruckabad, ...	3	22
Futtehpore, ...	0	14
Bundlecund, ...	2	26
Goruckpore, ...	3	29
Azimgurh, ...	3	13

	Months.	Days.
The least satisfactory results are shewn in the returns submitted for zillah Agra, in which the average of suits in the Judges' Court is	12	6
Mynpoorie, ...	11	7
Ghazeepore, ...	10	0
Meerut, ...	9	29
Jounpore, ...	6	16
Allygurh, ...	6	15

The cases of Agra, Mynpoorie, and Meerut, are clearly exceptional; and the excessive duration may be expected to cease with the exceptional causes. The temporary vacancies in the office of Judge in Ghazeepore and Jounpore render those two districts, also, in a less degree, exceptional. No such cause however exists in respect to Allygurh. The Court hope to be able to notice improvement in this important particular in regard to all the last-named districts, when reviewing the labors of the current year.

12. The following table, compiled from the Annual Statement No. VIII., exhibits the degree of success attained in the execution of their decrees by the Civil Courts of the North Western Provinces.

				Months.	Days.
Meer Badshah,	Moonshiff of	Secundrabad,	...	0	20
Sooltan Hussun,	Do.	Mozuffernuggur,	...	0	21
Mahomed Wajid Ali,	Do.	Roorkee,	...	0	24
Ruchpal Singh,	Do.	Sirdhana,	...	0	25
Abdool Qyoom,	Do.	North Furruckabad,	...	0	23
Nasir Ali Khan,	Do.	South Do.	...	0	22
Mahomed Nujjuf Khan,	Do.	Etah,	...	0	22

The brief term of pendency in each of these Moonsiffees is highly creditable to the presiding Moonsiff, in the six next-named Moonsiffees ; viz. :—

		AVERAGE. *Months.*	DURATION. *Days.*
Moonsiff of	Shahjehanpore, ...	2	16
Do.	West Budaon, ...	2	21
Do.	Futteeabad, ...	2	20
Do.	City Allahabad, ...	2	24
Do.	Haveylee Jounpore, ...	2	26
Do.	Ghazeepore, ...	2	20

The Court look for improvement in the current year ; while they regard as highly unsatisfactory the long terms during which suits were pending in the last-named seven Moonsiffees ; viz.

					Months.	Days.
Moonsiff of	Jounpore,	...	...	...	3	2
Do.	Bunsgaon,	...	...	...	3	8
Do.	Sydepore,	...	...	...	3	11
Do.	Futtehpore Seekri,	...	...	...	3	15
Do.	Suheswan,	...	...	...	3	18
Do.	Rusrah,	...	...	...	4	15
Do.	Mohumdabad,	...	...	...	5	28

The shortest average duration of suits in Sudder Ameen's Courts is found in zillah Cawnpore, and is 2 months and 4 days ; and the longest amounting severally to 5 months and 13 days, and 5 months and 2 days, in the Courts of Allygurh and Muttra. Among the Principal Sudder Ameens, the best duration results have been shewn by Mr. R. H. Smith, Principal Sudder Ameen.

	Months.	Days.
Benares, the average duration of whose Court is ...	1	15
Sookhbassee Lall, Bundelcund, ...	1	16
Shama Churn, Allahabad, ...	2	4
Abdoollah Khan, Futtehpore, ...	1	19
Mahomed Hossein Khan, Mynpoorie, ...	2	6
Soondur Lall, Shahjehanpore, ...	2	9

Results which the Court regard as being very creditable to the officers named, particularly in the cases of the Principal Sudder Ameens of Allahabad and Shahjehanpore, the work of both which Courts is heavy. On the other hand, the least satis-

factory results as to duration of suits have been attained by the following Principal Sudder Ameens :—

				Months.	Days.
Mr. R. Manderson, P. S. Ameen of		Derah Doon,	...	7	1
Syud Ahmud,	Do.	Moradabad,	...	8	3
Casim Ali Khan,	Do.	Bareilly,	...	6	14
Mr. J. P. Lyons,	Do.	Agra,	...	11	15
Asud-oollah Khan,	Do.	Jounpore,	...	8	13
Moulvi Abdool Uzeez, 1st	Do.	Ghazeepore,	...	8	23
Moulvi Hubeeb-oollah, 2nd	Do.	Ghazeepore,	...	6	15

which the Court consider to have been sufficiently explained; only in the case of Syud Ahmud, Principal Sudder Ameen of Moradabad, much improvement will be looked for by the Court in the present year.

11. In the Judges' Courts the best results in shortness of duration have been attained in the following districts :—

	Months.	Days.
Benares, the average duration of suits in which Court is ...	1	12
Seharunpore, ...	3	24
Furruckabad, ...	3	22
Futtehpore, ...	0	14
Bundlecund, ...	2	26
Goruckpore, ...	3	29
Azimgurh, ...	3	13

	Months.	Days.
The least satisfactory results are shewn in the returns submitted for zillah Agra, in which the average of suits in the Judges' Court is	12	6
Mynpoorie, ...	11	7
Ghazeepore, ...	10	0
Meerut, ...	9	29
Jounpore, ...	6	16
Allygurh, ...	6	15

The cases of Agra, Mynpoorie, and Meerut, are clearly exceptional; and the excessive duration may be expected to cease with the exceptional causes. The temporary vacancies in the office of Judge in Ghazeepore and Jounpore render those two districts, also, in a less degree, exceptional. No such cause however exists in respect to Allygurh. The Court hope to be able to notice improvement in this important particular in regard to all the last-named districts, when reviewing the labors of the current year.

12. The following table, compiled from the Annual Statement No. VIII., exhibits the degree of success attained in the execution of their decrees by the Civil Courts of the North Western Provinces.

Zillahs.	*Number of application for execution of decree.*				Proportion of Column 2 to Column 5.
	Completely executed.	Partially ditto.	Struck off.	Total disposed in every way.	
Seharunpore, ...	1,313	1,190	2,619	5,122	26
Meerut, ...	714	823	1,740	3,277	21
Allygurh, ...	933	1,022	2,175	4,130	23
Moradabad, ...	1,652	1,462	2,566	5,680	29
Bareilly, ...	1,227	876	1,601	3,704	33
Shahjehanpore, ...	1,405	952	1,762	4,092	34
Agra, ...	1,127	950	2,388	4,465	25
Mynpoory, ...	666	595	825	2,086	32
Furruckabad, ...	1,496	1,520	2,457	5,473	27
Cawnpore, ...	744	367	468	1,579	41
Futtehpore, ...	210	95	178	483	43
Bundelcund, ...	507	0	614	1,121	45
Allahabad, ...	959	647	1,401	3,007	31
Goruckpore, ...	2,004	490	1,881	4,375	46
Azimgurh, ...	1,039	217	1,199	2,455	42
Jounpore, ...	773	206	524	1,503	51
Mirzapore, ...	449	297	662	1,408	32
Benares, ...	484	445	719	1,648	29
Ghazeepore, ...	1,019	444	1,251	2,714	38
Kumaon, ...	415	153	231	799	52
Total, ...	19,136	12,724	27,261	59,121	32

The Court are glad to observe an improvement in the general proportion of suits, completely executed. Last year the per-centage was 29, and this year it is 32 per cent. The most favorable per-centage is found in the province of Kumaon, and in the zillahs Jounpore, Goruckpore, Allahabad, Futtehpore, Azimgurh, and Cawnpore, while the least success has attended the executions of decrees in zillahs Meerut, Allygurh, and Agra.

13. The proportion of suits for real property and for bond-debt, compared with other descriptions of original suits, is exhibited in the subjoined table:—

1.	2.	3.	4.	5.	6.	7.	8.	9.
Divisions.	Zillahs.	*Number of suits instituted for*					Proportion of suits for real property to total suits.	Proportion of suits for bond-debt to total suits.
		Land-rent.	Real property.	Debts on bond.	Other suits.	Total.		
Meerut, ...	Seharunpore, ...	23	145	2,928	515	3,571	3	82
	Meerut, ...	18	141	2,305	580	3,064	5	75
	Allygurh, ...	0	87	2,837	703	3,627	2	78
Rohilcund, ...	Moradabad, ...	72	311	4,557	1,108	6,048	5	75
	Bareilly, ...	44	119	3,426	663	4,252	3	81
	Shahjehanpore, ...	46	112	3,564	696	4,418	3	81
Agra, ...	Agra, ...	41	99	3,732	523	4,395	2	85
	Mynpoory, ...	0	109	2,010	534	2,653	4	76
	Furruckabad, ...	15	162	3,941	1,200	5,318	3	74
Allahabad, ...	Cawnpore, ...	16	88	1,350	598	2,052	4	66
	Futtehpore, ...	1	59	211	275	546	11	31
	Bundelcund, ...	1	72	857	419	1,349	5	64
	Allahabad, ...	0	78	1,977	578	2,633	3	75
Benares, ...	Goruckpore, ...	0	785	1,570	1,588	3,943	20	40
	Azimgurh, ...	23	388	768	880	2,059	19	32
	Jounpore, ...	16	28	674	687	1,405	2	48
	Mirzapore, ...	0	20	839	529	1,388	1	60
	Benares, ...	3	50	1,076	412	1,541	3	70
	Ghazeepore, ...	2	80	1,045	853	1,980	4	51
	Total, ...	321	2,913	39,667	13,341	56,242	6	71

It will be observed that, as hitherto, the great preponderance of the litigation in these Provinces is connected with claims of bond-debt, the per-centage of this description of suits being 71. Suits for real property are comparatively few; but are found chiefly in the two districts of Goruckpore and Azimgurh. A large number of such suits is, however, observable in Moradabad, and a less, though considerable number, also in Meerut and in Futtehpore.

14. The marginal memorandum shews the value of Judicial stamps sold in the subordinate Civil Courts of these Provinces during the past year. In respect to the refund of stamps on suits adjusted by mutual agreement or compromise, Mr. Edwards, the Judge of Benares, has remarked (paragraph 21 of his report,) that a "consideration of the great alterations "which the new system of Civil proce-"dure has introduced, induce me to con-"sider that the system of refunding the value of stamps, in all cases settled by razeena-

Memorandum shewing value of Stamps filed in the Civil Courts, subordinate to the Judge's Court in 1860.

Aggregate value of Stamps filed.	Refunded on Razeenamah.	Net value.
5,75,412	52,623	5,22,789

"mah might now with advantage be abolished. Were the system abolished all over "India, an annual saving of some 8 or 10 lacs in the public finances would probably be "effected; an advantage to the State, and no loss to the community." Messrs. Gubbins and Ross, I am directed to say, are disposed to concur in the opinion expressed by Mr. Edwards. Apart from considerations of finance, they consider the principle involved in refund to be more than doubtful. It is no doubt very expedient to hold out inducements to disputants to settle their conflicting claims by arbitration, or otherwise, without coming into Court; but they believe that the refund system, instead of so doing, and inducing claimants to pause before entering Court, rather encourages needless litigation, by permitting parties to recover, by compromise, after suit filed, the greater part of their Law charges. They also think that the refund system has a tendency to foster a practice more prevalent in years gone by, they gladly believe, than at present; viz. of instituting groundless suits, for the sole purpose of extorting money from some wealthy man, who was content to pay something, rather than risk the annoyance and chances of litigation. They observe that Section 98 of the Civil Code has been ruled not to authorize any refund of Stamp in cases of appeal which may be compromised. There hence, now, results this anomaly, that refunds continued to be made on trial of original suits, but not in appeals, for which certainly no reason can be assigned.

15. The majority of the Court, however, Messrs. Morgan, Lean and Wylly, observe that the Institution Stamp is a heavy tax on justice, the most objectionable of all taxes, and one that cannot be defended on any principle but that of financial necessity. It appears to them, therefore, but just, that when the assistance of the Courts is not required to enforce a right, as is the case in Razeenamahs, the refund should be made. Appeals, they observe, are in a different footing, the parties having litigated the case even to judgment, and occupied the time of the Court of first instance. They would also further remark, that even if there is anomaly in not granting a refund in appeals, still there is no reason why, to get rid of the anomaly, parties compromising in original suits should not obtain the benefit of a refund: the simpler plan would be to extend the measure to appeals likewise.

16. With reference to the return annexed to this report, shewing the value and costs of suits, and the per-centage of the latter to the former, the Court observe, with advertence to paragraphs 16 to 19 of their Civil Report for 1859, and to the returns received to their Circular No. 18, dated the 17th April last, that the varying per-centage of costs to value of suit, which attracted their attention last year, has been shewn to have partly originated in error; *ex-gratia*, the per-centage of the cost to value for the Court of the Principal Sudder Ameen of Futtehpore is stated at 4·99, and should have been 14·99, but to be mainly referrible to the extraordinary difference in the average value of the suits disposed of in the different Courts of the same grade. For example, in the return prepared for 1859, the average value of suits disposed of in zillah Benares was 12,987, compared with an average of Rs. 354 in Seharunpore. There are other disturbing causes which affect the per-centage in a very minor degree, such as the prevailing description of suit, those for real property requiring a larger number of exhibits ordinarily than in bond-debt suits; and the Court are also led to believe that in some cases the tullubana charges may be exaggerated, in consequence of the service of distant processes through Officers of the Court itself, instead of employing the nearest Court to serve the process.

17. Generally, although it must be admitted that some expense in costs will be saved to parties, where the Presiding Officer is careful to avoid delay, and the needless

multiplication of evidence, both oral and documentary, and to bring the suits to an early decision; yet, the Court are not led to expect any very striking results from the enquiries which they instituted, and which are still not fully concluded. It is, nevertheless, satisfactory to observe, as shewn in the subjoined memorandum, that in the year under review, a very considerable reduction in the per-centage of costs to value of suits has, from some cause or other, taken place in every Court, but those of the Sudder Ameen's; the Court are not prepared to explain whence this diminished per-centage has arisen: possibly it may be connected with the reduction of muzkoorees, and the greater order and regularity observed in respect to tullubana charges, and the Court are led to apprehend some difference in the mode of preparing these returns. The subject is however one of some importance, and will continue to engage the attention of the Court.

Courts.	Total Number of suits disposed of, original and appeal.	Total value of ditto.	Total cost of ditto.	Average value of each suit.	Average costs of each suit.	Per-centage of costs to value.	
						1860.	1859.
Judges, ...	3,532	28,25,577	1,91,943	730	54	6·75	11·65
P. S. Ameens, ...	6,858	59,78,511	6,75,887	871	98	11·14	12·25
Sudder Ameens, ...	1,890	7,42,366	1,32,367	392	70	17·83	1·50
Moonsiffs, ...	53,327	40,65,120	6,25,065	76	11	15·37	19.25

18. *Sudder Court.*—The marginal memorandum shews the suit of the files of the Court of Sudder Dewany Adawlut for 1859 and 1860, compared, shewing that *in regular appeals* the cases instituted in 1860 exceeded by seven the number brought on the file in 1859. The cases disposed of exceeded those disposed of in 1859 by three only, leaving the pending file 23 short of the number which it contained at the beginning of the year. At the same rate of work the regular file would take fourteen months to clear.

Appeals.	Pending on 1st Jany.		Admitted in		Disposed of in		Pending on 1st Jany.	
	1859.	1860.	1859.	1860.	1859.	1860.	1860.	1861.
Regular,	177	150	75	82	102	105	150	127
Special,	291	724	578	732	145	509	724	947

In Special Appeals.—The pending file at the beginning of 1860, more than doubled the file of cases pending at the beginning of 1859, while the cases admitted in 1860, exceeded by 154, the number admitted in 1859. The number of cases disposed of in the past year, on the other hand, more than trebled the number decided in 1859, but even so has not kept pace with the new admitted cases, so that there is an increase in the number of special appeals pending at the close of the year of 223. The Court, however observe, that special appeals have latterly been much more rapidly disposed of since the decision of all those cases which had gone through a preliminary hearing and admission under the old Law, have been completed. The decisions in all the *admitted* special appeals were written out in form, and have been printed. But in dealing with the special appeals filed under the old Law, but

which had not been preliminarily heard, as well as those filed under the new Civil Code, the Court have resolved not to write out in form, or to print their judgments rejecting the appeals, unless special grounds exist for so doing. It follows that those judgments only are ordinarily written out in full and printed, in which the decision of the Lower Court is either modified or reversed; or a point of law of importance (whether the result of the appeal be affirmed or reversed) be discussed; a simple English order of a few lines being found sufficient for the rejection of the cases ordinarily dismissed. The labour of writing the formal English decisions, the Court observe, is what so greatly in the Sudder Dewany Adawlut delays the despatch of business. Under the new system, the decisions of special appeals in December last, amounted to 116 or more than one-fifth of the entire number disposed of during the twelve months. Having so recently addressed the Government on the subject of the state of their files, and the Hon'ble the Lieutenant Governor having obtained sanction to the appointment of a second extra Judge recently communicated in your letter No. 58 A., dated the 25th February, the Court will not trouble His Honor with further observations on this subject.

The marginal memorandum is referred to, as shewing the manner in which the appeals were disposed of. The Court observe that contrary to the result exhibited last year; but in accordance with all ordinary experience, the per-centage of regular appeals modified and reversed, to the total number disposed of, *i. e.*, 40 per cent. exceeds the like per-centage proportion in special appeals, in which no more than 36 per cent. were reversed or modified.

Appeals.	Dismissed in default.		Adjusted or withdrawn.		Confirmed.		Amended.		Reversed.		Remanded.	
	1859.	1860.	1859.	1860.	1859.	1860.	1859.	1860.	1859.	1860.	1859.	1860.
Regular, ...	36	7	2	6	38	50	6	12	17	23	3	7
Special, ...	30	36	1	2	38	265	11	18	41	98	24	70

19. As required by the instructions conveyed in paragraph 26 of the orders of Government, No. 2651 A., dated the 11th October 1860, the Court directed the Judges to notice in thier reports whether the powers conferred on the subordinate Civil Courts of imprisoning debtors in execution of decree, had been found to have been abased by them or not. In their replies, the Judges are unanimously of opinion, that this power has not been abased; and the Court see no reason to differ from their conclusions. The number of debtors imprisoned during the years 1859 and 1860, at the instance of individuals, is shewn in the following memorandum:—

	Number.	Amount of Debt.
In 1859, ...	567	1,15,989
In 1860, ...	703	1,84,471

20. The Court have examined with great interest the returns which Judges were also ordered to submit, shewing the number of cases in which either of the parties to a suit was prosecuted criminally for false verification of plaints or written statements, under Section 24, Act VIII. of 1859. On the one hand, the Court were desirous that a judicious use of the power given by this Section might be made for the expurgation from our Courts of the mass of false and fraudulent litiga-

tion with which they have in years past been undoubtedly too much encumbered. On the other, an injudicious use of his power might have the effect of driving from our Courts, every party whose case, though of doubtful validity, yet afforded sufficiently good cause of action. The results exhibited by the marginal memorandum may be differently viewed according to the opinion entertained of the degree of purity or impurity, attaching to the litigation in the Civil Courts of these provinces; they shew that there has been no prosecution under Section 24 in 11 out of the nineteen districts of the North Western Provinces, while 17 prosecutions have been originated in eight districts. Of these four or about one-fourth were set on foot by the Principal Sudder Ameen of Benares, Mr. R. H. Smith, three of which resulted in convictions. The Court are satisfied that there is no ground in these results for any apprehension that the honest plaintiff or defendant need hesitate about instituting a fair though doubtful claim, or maintaining a dubious though legitimate defence.

Zillahs.	Number of cases prosecuted for false verification under Section 24.	Remarks.
Seharunpore, ...	0	
Meerut, ...	2	Convicted.
Allygurh, ...	3	1 Convicted.
Moradabad, ...	1	Convicted.
Bareilly, ...	*	*
Shahjehanpore, ...	1	Convicted.
Agra, ...	0	
Furruckabad, ...	4	1 Convicted.
Mynpoory, ...	1	Acquitted.
Cawnpore, ...	1	Convicted.
Futtehpore, ...	„	
Bundelcund, ...	0	
Allahabad, ...	0	
Goruckpore, ...	0	
Azimgurh, ...	0	
Jounpore, ...	0	
Mirzapore, ...	0	
Ghazeepore, ...	0	
Benares, ...	4	3 Convicted.
Total, ...	17	12 Convicted. 5 Acquitted.

2. The Court have also particularly attended to notice the effect which has been given in the year under review to the provisions of Section 244 of Act VIII., which has for its object the substitution at the instance of the Collector of temporary alienation of an estate in lieu of sale in execution of decree. The marginal memorandum shews the number of such mitigated measures which have been recommended, and in most cases adopted. It will be observed, that in nine out of the 19 districts no such mitigated course has been recommended, and the Court have in these generally called for a memorandum, shewing the number of estates paying revenue to Government; sold in execution of decree during the year, and requested explanation why no effect was given to the provisions of this Section. They are disposed, however, to think that at least as much may be effected to mitigate the severity of the sale Law in execution of decrees, and this without detriment to the claims of the decree-holder by a right administration, on the part of the Civil Courts themselves of Section 243, as by the interference of the Revenue Authorities under Section 244.

Zillahs.	Number of recommendations madeby the Revenue Authorities under Section 244, Act VIII.	Remarks.
Seharunpore, ...	8	4 Rejected.
Meerut, ...	22	Sale stayed.
Allygurh, ...	4	Pending.
Moradabad, ...	0	
Bareilly, ...	45	
Shahjehanpore, ...	8	
Agra, ...	26	
Furruckabad, ...	0	
Mynpoory, ...	20	
Cawnpore, ...	0	
Futtehpore, ...	0	
Bundelcund, ...	0	
Allahabad, ...	6	
Goruckpore, ...	*	
Azimgurh, ...	33	
Jounpore, ...	1	
Mirzapore, ...	0	
Ghazeepore, ...	0	
Benares, ...	0	
Total, ...	175	

22. It remains only to notice the new system for the payment of muzkoorees introduced by the Court from the 1st of April of the past year. A uniform scale of

tullubana per diem, and mode of calculating days having been laid down, the Court enjoined the appointment on fixed salaries, (half the number receiving 5, and half receiving Rs. 4 per mensem) of so many muzkoorees to each Court as the ordinary tullubana receipts of that Court sufficed to pay. The Judges have been instructed to keep the number of muzkoorees employed always a little below the actual receipts, so as to allow of the muzkoorees receiving pay during the periods for which the Civil Courts are closed in the long holidays. Many reasons recommended this change to the Court whose chief object, however, was to ensure the services of a more efficient, and a better class of men as muzkoorees, than obtained under the old system by which an inordinate number of men were often maintained, many of whom received a mere monthly pittance. The new system has been found to work well, although the results exhibited in the subjoined memorandum are not equal to what they would have been, had care been taken in Seharunpore, Agra, Shahjehanpore, and Jounpore, to conform to the Court's instructions, and to reduce the number of muzkoorees originally entertained for any one Court, when the tullubana receipts of that Court were found insufficient to pay them. Better results will, there is no doubt, be shewn next year, still, those now attained are not unsatisfactory. In the subjoined statement the money entries of Futtehpore have not been included, the returns for that district not having been received when the report was being written. The following are the general results attained, a body of men, only thirteen short of three thousand, have been maintained on regular pay of Rs. 4 and Rs. 5 monthly, at an outlay of Rs. 1,17,740 for the nine months, beginning with the 1st April last; and after making good considerable deficits aggregating Rs. 4,611, and which are mostly chargeable to local mismanagement, there results a net surplus of Rs. 8,007-6-5 in deposit in the treasury, at the disposal of Government, respecting the disposal of which orders are required.

23. The Court, however, desire to draw the attention of Government to the further fact shewn by this return, viz., that the sum of Rs. 41,577, being one-fourth of the total tullubana collections have been paid during the past year under the authority of Regulation XXVI. of 1814, Section 14, as Nazirs Meeran. The Court regard this to be a needless and wasteful expenditure, particularly when contrasted with the wretched pittances received as salary by the Sherishtadar and other Amlah of a Moonsiff's Court. The Sherishtadar never, the Court believe, can receive, from absolute lack of funds the pay of Rs. 12 per mensem; and so long as the ministerial Officers of the subordinate Courts are so wretchedly paid, it is vain, the Court think, to expect these Courts to be all that can be desired. The Judges, therefore, in their letter to Government, No. 329, dated 4th February 1860, expressed their intention of proposing, so soon as the repeal of Regulation XXVI. of 1814, which is included in the Schedule of Laws which the bill introduced by the Legislative Member, North Western Provinces, in the past year (proposed to repeal) had been enacted, that the Nazir's force of the tullubana should be made available for the maintenance of a respectably-paid establishment to every Moonsiffee, and while they would wish again to bring this larger question to the recollection of Government, with the additional suggestion, that a portion of the large sum of forty-one thousand rupees might, with advantage, be assigned to increase the present insufficient salaries of the subordinate Judges themselves;—solicit His Honor's authority to make such distribution of the sum in deposit on account of the surplus tulubana collections of the past year; viz. Rs. 8,007-6-5 as they may judge best to increase the pay of the Amlah of the Moonsiff's Court, during the current year; on this subject the Court would only further observe, that the average number of muzkooree peons entertained attached to the Courts of Judges is 10. The Judge of Gorruckpore has entertained so many as 31, and has a deficit. The Judge of Cawnpore has maintained 18, and has a deficit also.

The average establishment, maintained for Principal Sudder Ameens, in 23 muzkoorees. The Principal Sudder Ameen of Shahjehanpore has kept up 38, and shews a deficit; the Principal Sudder Ameen of Bundelcund, with an establishment of 35, has also a deficit. In the Moonsiffs' Courts the average establishment is 23, but so many as 40 each are maintained by the Moonsiffs of Kydgunj and Allahabad city, the former of whom only shews a deficit. As already stated, the system, when fully organized, will shew much improvement.

Statement shewing the result of the new system of a fixed number of Muzkoorees, paid by fixed salary for the nine months; viz., from 1st April to 31st December 1860.

Zillahs.	No. of Peons.	Amount of Tullubana realized after deducting the ¼ paid to Nazirs.	Amount of salaries of of Peons.	Surplus at the close of the year.	Deficit at the close of the year.	Net Surplus.
Seharunpore,...	161	6,640 7 10	7,004 0 0	0 0 0	364 0 0	0 0 0
Meerut, ...	170	6,962 9 3	6,843 0 0	802 0 0	682 0 0	119 0 0
Allygurh, ...	220	8,295 2 6	8,068 0 0	589 0 0	363 0 0	226 0 0
Moradabad, ...	274	12,270 2 7	11,067 0 0	1,454 0 0	251 0 0	1,202 0 0
Bareilly, ...	180	7,634 15 3	7,262 0 0	706 0 0	333 0 0	372 0 0
Shahjehanpore,	237	9,972 14 6	9,955 0 0	621 0 0	604 0 0	17 0 0
Agra, ...	210	8,578 1 1	8,967 0 0	0 0 0	389 0 0	0 0 0
Furruckabad,...	174	9,634 14 9	7,032 0 0	2,727 0 0	124 0 0	2,602 0 0
Mynpoory, ...	96	4,649 3 3	4,243 0 0	511 0 0	100 0 0	405 0 0
Cawnpore, ...	197	3,819 10 3	3,061 0 0	867 0 0	109 0 0	757 0 0
Futtehpore, ...	32	Not received.	0 0 0	0 0 0	0 0 0	0 0 0
Bundelcund, ...	71	3,051 6 0	2,870 0 0	180 0 0	0 0 0	180 0 0
Allahabad, ...	170	6,964 12 3	6,882 0 0	276 0 0	194 0 0	82 0 0
Goruckpore, ...	281	15,160 9 3	14,027 0 0	2,009 0 0	655 0 0	1,353 0 0
Azimgurh, ...	116	4,231 13 6	4,144 0 0	87 0 0	0 0 0	87 0 0
Jounpore, ...	96	2,960 4 6	2,917 0 0	262 0 0	219 0 0	42 0 0
Mirzapore, ...	83	4,474 3 4	4,289 0 0	347 0 0	163 0 0	184 0 0
Benares, ...	65	4,398 15 3	4,322 0 0	115 0 0	0 0 0	115 0 0
Ghazeepore, ...	154	5,032 15 1	4,778 0 0	303 0 0	49 0 0	254 0 0
Kumaon, ...	0	Exceptional.	0 0 0	0 0 0	0 0 0	0 0 0
Total, ...	2,987	1,24,733 0 5	1,17,740 6 3	11,864 11 6	4,611 4 8	8,007 6 5

I have, &c.

J. SIMSON,
Register.

No. 426 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 2nd March 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 18, dated the 13th February 1861, from William Wynyard, Esq., Civil Judge of Seharunpore, submitting his report on the Administration of Civil Justice in the district, during the year 1860, accompanied by the prescribed statements.

1. The state of the regular files is shewn in the following abstract:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860	1861	1860	1861
Judge, ...	332	287	291	305	261	275	6	0	77	94
Principal Sudder Ameen, ...	224	293	323	373	214	191	0	0	42	47
Sudder Ameen, ...	19	29	14	23	19	28	0	0	2	4
Moonsiffs, ...	3666	3249	2795	4106	2192	3393	0	0	456	314
Total, ...	4181	3858	3123	4307	2686	3887	6	0	577	459
Increase, ...	0	0	0	0	0	0	0	0	0	0
Decrease, ...	0	323	0	0	737	920	0	6	0	118

2. There has been a falling-off in instituted cases in Seharunpore of about 8 per cent., of which the Judge has offered no explanation. The Court observe that only a small proportion of this decrease can be attributed to Act X. of 1859; for there never were a large number of rent-suits instituted in the Civil Courts of this district, the rate of rent-suits instituted during the first seven months of 1859 giving 92 only for the year, or less than 2 per cent. Probably the failure of season, and the consequent distress, sufficiently account for the rest of the decrease.

3. The Court observe that these returns sufficiently shew the Civil duties of the Judge in Seharunpore to be light. The amount of work disposed of in all the Courts during the year was less by 737 cases decided on trial, and 920 finally disposed of, than it was in 1859. Hence, though the pending files have been reduced by 118 cases, this reduction is entirely due to the diminished income of suits.

4. The Court learn with satisfaction that there were no cases of more than one year's standing, pending on their files on 31st December 1860.

5. The state of the miscellaneous files was as follows:—

Courts.	Instituted.		Decided.				Pending.			
			1859.		1860.		Above one year.		Total pending on 1st January.	
	1859.	1860.	Decided on the merits.	Finally disposed of.	Decided on the merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	3732	5224	3539	3602	5115	5327	0	0	190	87
Principal Sudder Ameen, ...	1289	1171	741	1161	894	1178	0	0	259	252
Sudder Ameen, ...	11	28	4	11	12	17	0	0	4	15
Moonsiffs, ...	6366	5644	3233	6877	3978	6580	0	0	1419	930
Total, ...	11398	12067	7517	11651	9999	13102	0	0	1872	1284
Increase, ...	0	669	0	0	2482	1451	0	0	0	0
Decrease, ...	0	0	0	0	0	0	0	0	0	583

6. There has been a very considerable increase of miscellaneous work disposed of in the year under review, the increase being for the most part in the Judge's Court; and the pending files are lighter by one-third than they were at the close of the last year, which result the Court regard as satisfactory.

7. In reporting on his subordinate Judicial functionaries, Mr. Wynyard quotes extracts from a memorandum left by his predecessor, Mr. R. Spankie, who wrote:—

* Appeals preferred.	Confirmed.	Reversed.
76	39	14

"Doobe* Jowala Pershad has been heretofore favorably reported on by me. He works hard, and gets over a lot of business. I confirmed 33 of his cases, and reversed 20. There have been stories against his character, which were without foundation, and I believe him to be an honest officer, having known him now for 5 years, both as Magistrate and Judge."

The Court remark that the results of the Principal Sudder Ameen's work appear satisfactory. Doobe Jowala Pershad has decided, on an average, not more than 24 cases monthly; but the Court observe that they are all original suits. The results of appeals from his orders are fair. The duration of his suits shew particularly well, considering that they are all original; viz. 1 month and 14 days. The proportion of cases of personal attendance is 93 per cent., shewing personal attendance to be almost the rule.

8. Mr. Spankie observed, that the Superintendent of the Doon is Principal Sudder Ameen, but that he had seen little of his work, and that the Assistant Superintendent was Moonsiff; but the Superintendent had been employed in both capacities, owing to the engagement of Mr. Robertson on Settlement work.

Messrs. Keene and Manderson.

	Appeals.	Confirmed.	Reversed or Modified.
Principal Sudder Ameen, ...	9	1	8
Mr. Manderson, Sudder Ameen,	3	1	2

9. The following statement shews the general results of the work performed by the Moonsiffs :—

Moonsiffee.	Moonsiffs.	Average No. of regular cases finally disposed of monthly.	Per-centage of cases appealed to those finally disposed of.	Per-centage reversed or modified of appealed cases.	No. of day's work left pending at close of year, estimated at average rate of work performed.		Average duration of suits.		Per-centage of cases in which one or both parties personally attended, to total Number finally disposed of.
					M.	D.	M.	D.	
Seharunpore, ...	Kasim Ali, ...	63	12	25	1	19	1	22	13
Roorkee, ...	Wajid Ali, ...	21	15	33	0	14	0	24	23
Deobund, ...	Kumr-ood-deen, ... / Mobaruk-oollah, ...	69	7	47	0	21	1	28	80
Shamlee, ...	Sabit Ali, ...	43	5	55	1	25	1	18	57
Mozuffernugger,	Buktawur Singh,... / Sooltan Hossein, ...	63	3	30	0	13	0	21	100
Derah Doon, ...	Mr. J. C. Robertson,	32	5	68	1	10	1	29	95
	Average, ...	48	7	43	1	1	1	14	61

10. The Court remark that there appears much difference in the pressure of duties in the Moonsiffees of Seharunpore. Those of Seharunpore, Deobund, and Mozuffernugger, are fully worked. That of Shamlee is light; that of Roorkee so light, amounting only to about one-third the work of the three first-named, that the Judge has proposed to abolish one of the Moonsiffees. The Court will recur to this subject in the 32nd paragraph of this Resolution.

11. Mr. Spankie has recorded :—"Kasim Ali,* Moonsiff of Seharunpore, is, in my opinion, an intelligent and honest officer, and entitled to promotion. He is a native of Bareilly, and came from Paneeput, where he behaved well in 1857." The Court observe that the results of this Officer's work appear to bear out the Judge's praise. The work performed by him is large; the result of his appeals favorable; his pending file small; and his duration of suits very moderate. The only point in which this Moonsiff seems to fail, is the personal attendance of parties, of which he shews only 13 per cent. Possibly this may erroneously result from error in the preparation of the return. The Judge is requested to ascertain and submit explanation.

* Confirmed. 43. Reversed. 15

12. Wajid Ali is reported to have done his work very fairly, but his jurisdiction of Roorkee is very light, a portion of his city jurisdiction having been made over to the Cantonment Joint Magistrate. This Moonsiff is recommended for promotion. The Court concur in the Judge's remark, and note his opinion regarding the deserts of Wajid Ali.

13. Kumr-ood-deen, late Moonsiff of Deobund, was not thought highly of by Mr. Spankie.

Appeals Confirmed.	Reversed.
17	18

This Moonsiffee shews a larger average of work disposed of than any other in the zillah; but the appeals are not favorable. From the Judge not having given separate details for Kumr-ood-deen and Mobaruk-oollah, the Court are unable to distinguish between them; generally, they remark, the results of the Moonsiffee are good, the pending files being light, and the duration of cases, and personal attendance of parties, very favorable.

14. Sabit Ali, Moonsiff of Shamlee, is reported to be industrious, though somewhat apt to write too long decisions. The Court observe that the work of the Shamlee Moonsiffee is somewhat light. The result of cases appealed are unfavorable to Sabit Ali's judgment, but the proportion appealed is small. His pending file is not heavy, but it is less light proportionately than that of other Moonsiffs, and his duration of suits, and proportion of personal attendance, are fair.

Appeals Confirmed.	Reversed or modified.
8	10

15. Bukhtawur Singh, late Moonsiff of Mozuffernugger, was esteemed an honest and good officer by Mr. Spankie. As no distinction however has been made between him and his successor, Sooltan Hossein, the Court are unable to contrast and compare the work of each. Bukhtawur Singh, they remark, was promoted for his efficiency and good character, and Sooltan Hossein is well thought of. The work performed in this Moonsiffee is large, and the result of appeals is favorable. The pending files is unusually and very creditably small; the period of duration very favorable; and personal attendance universal.

Appeals Confirmed.	Reversed of Modified.
9	4

16. The work performed by Mr. J. C. Robertson, who was Assistant Superintendent of Derah Doon, and Moonsiff during the year under report, is small; but the Civil work is only a portion of this officer's general duties. The result of his appeals was not satisfactory, but the other results, *i. e.*, pending file, duration of suits, and personal attendance, were favorable.

17. Cases decided *ex-parte*, and on confession of judgment, have diminished in a larger proportion than those decided on evidence in the presence of the parties during the year, as per following statement:—

	1859.	1860.	Decrease.
On evidence in presence of both parties, ...	1,053	956	97
Ex-parte, ...	746	352	394
Confession of judgment, ...	996	884	112

The subordinate Judges are generally of opinion that confessions of judgment are true. The Moonsiff of Roorkee states his opinion, that they are at times given to obtain further advances of money. Mr. Manderson says, "he has only had one, which he knows to have been unfairly given, in 81 cases." Mr. Wynyard himself believes that the great majority of confessions of judgment are true, and given to avoid further litigation and expense, when the debtor sees the creditor in earnest.

18. The Court are glad to learn that the directions contained in Act VIII. of 1859, with regard to the prohibition of argumentative and diffuse statements, are in general well carried out, and the Act generally well worked in Seharunpore.

19. In connection with the Court's Circular Order No. 25, dated 28th August 1860, relating to Section 244, Act VIII. of 1859, the Judge states that no copy of the Government Order, No. 1013 A., dated 14th August 1860, has reached him. The same remark has been made by several other Judges, and the Court have already moved the Sudder Board of Revenue, North Western Provinces, to adopt measures for the publication of the Government Order in question.

20. In the Seharunpore district, 5 representations were received from the Collector to stay public auction sale, in 3 of which cases the suggestions of the Collector were rejected, the other cases being still pending.

In Mozuffernugger a similar proposal was rejected in one case, and two other cases are stated to be pending.

21. No case of punishment for false verification of plaint, statement, &c., occurred during the year.

22. The average duration of suits was as follows :—

	Months.	*Days.*
Judge, ...	3	24
Seharunpore Principal Sudder Ameen, ...	1	14
Derah Doon Ditto, ...	7	1
Sudder Ameen Ditto, ...	1	29
Moonsiff, Seharunpore, ...	1	22
Do., Roorkee, ...	0	24
Do., Deobund, ...	1	28
Do., Shamlee, ...	1	18
Do., Mozuffernugger, ...	0	21
Do., Derah Doon, ...	1	29

The results attained are exceedingly good, and very creditable to the Principal Sudder Ameen, Jowala Pershaud, and to the Moonsiff. The average of the Judge is rather long, considering the general lightness of his Civil duties; but it has been explained by the fact, that several old cases, remanded by this Court for re-trial, have increased the average. The average of Mr. Manderson, Principal Sudder Ameen of Derah Doon, is very unfavorable, and explanation should be called for from that officer.

23. The following table shews the per-centages of personal attendance to total number of cases disposed of :—

Moonsiff, Mozuffernugger, ...	...	100 per cent.
Mr. Robertson, Moonsiff Derah,...	...	95 ,,
Principal Sudder Ameen, Seharunpore,	...	93 ,,
Moonsiff, Deobund, ...	...	80 ,,
Ditto, Shamlee, ...	...	57 ,,
Sudder Ameen, Derah Doon, ..,	...	43 ,,
Principal Ditto ditto, Ditto, ...	...	38 ,,
Moonsiff, Roorkee, ...	...	23 ,,
Mr. Manderson, Moonsiff, Derah,	...	13 ,,
Seharunpore, ...	...	13 ,,

Mr. Wynyard expresses his opinion that Mr. Manderson, Moonsiff of Derah Doon, and Kasim Ali Khan, Moonsiff of Seharunpore, would act wisely, were they to exercise their authority in summoning the parties more frequently ; and remarks that Sabit Ali, Moonsiff of Shamlee, has not exercised his discretion wisely in insisting on the attendance of both parties in 500 cases out of 516 decided. The Court are aware that there may be over zeal and indiscretion in carrying out the fundamental principle of the Act. At the same time they observe, that the object of remarks in the Judge's yearly report should be less to give expression to theoretical opinions than to state practical results. The Judge, in treating hereafter of like subjects, should state whether any complaint has been made to him by parties summoned, or whether, from inspection of records, he has from what circumstances formed his opinion. The Court cannot more clearly explain the principles which should guide Judicial Officers in exercising their power of summoning parties to suits, than by quoting paragraphs 26 and 27 of the Calcutta Sudder Court's Circular Order, 23rd July 1859, as adopted by the Court in their Circular Order No. 31, dated 19th November idem.

26. "Much discretion will be required in the exercise of the powers vested in the Courts by Section 42, of compelling the personal attendance of the plaintiff or defendant. On the one hand, it is important that this power should not be used, so as unnecessarily to harass suitors. On the other, it is one which, if exercised judiciously, will tend to curtail litigation, and will enable the Court to arrive at more satisfactory conclusions than would otherwise be possible. The best general rule which can be laid down on this subject probably is, that parties should only be summoned in those cases, where it seems certain that they must have a better personal knowledge of the facts than any one else ; and where facts are disputed, the correct determination of which is essential to the formation of a satisfactory judgment. To summon a zemindar, in many of the disputes which arise between himself and his ryots, would generally be a vexatious proceeding, because men of this class usually conduct their affairs through the agency of others, and would therefore be unable to give direct testimony ; but in cases where the question is, whether the defendant personally executed a certain deed, or made the contract which the suit seeks to enforce, the interests of justice clearly require that the party himself should be brought into Court."

27. "A wide discretion, however, is left to Judicial Officers in this matter; and the Court would impress strongly upon the Zillah Judges the importance of watching carefully the manner in which it is exercised by the Lower Courts."

24. The number of debtors in Jail has diminished from 58 in 1858, and 55 in 1859, to 26 in 1860, and no abuse has been observed on the part of the subordinate Judges in the exercise of their powers of imprisonment.

25. Mr. Wynyard reports that he found the bulk of 30 random cases, decided in November 1860, weighed more than 30 similar cases disposed of in June 1859. The Court request him to count the papers in these misls, and compare the number of words in one or two records, reporting the result.

26. The Judge explains that the state of his files has not been such as to allow of his withdrawing any original suits from the files of the subordinate Courts, but that one or two cases, to which one or both parties were Europeans, and in which the majority of the documents were in the English language, were called up to the Judge's file. The Court however expect that the Judge will decide some original suits during the current year.

27. Mr. Wynyard observes that the introduction of Act X. of 1859 has tended but little to reduce his file, and those of his subordinate Judges. The Judge had only 11 appeals under the Act, and it is stated that in no Moonsiffee did the rent cases number more than 15 or 16 per annum, the number in Shamlee only amounting to two or three.

28. The tullubana and muzkooree statement appears defective, and will be returned for correction. The new system of tullubana has not been well superintended in this district. Its distinguishing feature, that the number of muzkoorees attached to each Court should be always, under ordinary circumstances, kept within the income of that Court, has not been attended to; and it is sufficiently clear that the establishments of muzkoorees in the Moonsiffees of Roorkee, Deobund, and Mozuffernugger, have been kept up, month after month, in excess of their ordinary tullubana. The Court observe that no system, however good, can succeed, unless the instructions for working it are attended to. They desire to know what effect was given to their orders, No. 1878, dated 25th October last, and whether the number of muzkoorees was, on receipt of those orders, at once reduced or not? The Court further observe that a net deficit to Government of Rs. 415-3-11, as stated by the Judge, but Rs. 364-7-7, according to an account corrected in the office, has resulted on the nine months' operations. They desire to be informed how this has been met. In future the Court request the Judge's attention to their orders of 25th October. They desire that he will revise the number of muzkoorees, and, as directed, " whenever, in any month, he shall find expenditure exceed income from any other but mere temporary causes, instruct the Moonsiffs to propose a reduction, and himself see that the orders are carried out."

29. The net gain to Government, from the sale of Stamps in the subordinate Civil Courts of the Seharunpore district, after paying the costs of these Courts, amounted to Rs. 8,621.

The Judge's Court has been improperly included in the return, and should have been omitted.

30. Mr. Wynyard has called the Court's attention to the fact, that Mr. Manderson has done no Civil work since Mr. Robertson's departure. The Court have called on Mr. Manderson for an explanation.

31. The Judge quotes an instance of the Principal Sudder Ameen having, *subsequent* to the decision of a suit, passed an order that the amount of the decree should be paid by instalments; and has recommended the Court to issue a Circular in prohibition of similar illegal orders. The Court observe that the Principal Sudder Ameen was no doubt wrong; but this being the only case of the nature referred to, which has been brought to the Court's notice, a Circular does not appear necessary.

32. Mr. Wynyard alludes, in the 49th to 51st paragraph of his report, to the necessity which exists for re-arranging the Moonsiffee jurisdictions in this district. This subject is under the Court's consideration, and will shortly be disposed of separately.

33. In the 15th paragraph of his letter, the Judge has brought to the Court's notice the very low pay of the Judge's Umlah in Seharunpore, as compared with other districts, and has recommended a similar reduction in the establishments of other Judges, by which he calculates an average saving of Rs. 200 per month in each Judgeship would be effected, or nearly half a lac of Rupees per annum.

The Court are at all times ready to listen favorably to proposals for reductions, when the necessity for such has been demonstrated; but they cannot entert n such

sweeping and crude propositions as the above, without being in possession of sufficient data, which Mr. Wynyard has not given; and they find it difficult to reconcile Mr. Wynyard's present propc.al, with his recent persevering advocacy (while Judge of Shahjehanpore) of the necessity of bringing up the establishment sanctioned for that Judgeship to the full standard of Rs. per mensem, which was eventually sanctioned by Government. Moreover, the Court observe, that the Civil work of Seharunpore, which consists in so large a proportion of Moonsiff's appeals, appears below the average, *necessarily* falling elsewhere to the duty of the Judges.

34. The total value of all suits, original and appeal, litigated in zillah Seharunpore during the year, amounted to Rs. 7,97,168, and the costs to Rs. 93,395, giving a per-centage of costs to value of Rs. 12, and an average cost of each suit of Rs. 23.

35. Mr. Robert Spankie officiated as Judge of the district from 1st January to 19th November, and Mr. William Wynyard, from 20th November to 31st December. They sat 162 days for the disposal of Civil business. The Court regard the general results exhibited in these returns to be satisfactory and creditable to the Officers engaged, and to the superintendence of Mr. Spankie and Mr. Wynyard, for the short concluding portion of the year. The Civil work in Seharunpore cannot be said to be heavy; but it has been well kept up. The pending files are small; the duration of cases short; and the fundamiental principle of Act VIII. of 1859 has been well enforced.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Seharunpore, for his information, and that another copy be submitted to Government.

No. 408 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 28th February 1861.

PRESENT:

Officiating Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esqrs.

Extra Judge,—E. M. Wylly, Esq.

READ a letter No. 22, dated 18th ultimo, from G. D. Turnbull, Esquire, Judge of Meerut, submitting his report on the Administration of Civil Justice in that district during the year 1860, accompanied by the prescribed statements.

1. The following was the state of the regular files:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	177	242	59	70	44	50	0	1	57	94
Princpl. Sud. Ameen,	45	81	139	162	179	200	0	1	48	90
Sudder Ameen, ...	134	175	140	156	156	178	0	0	29	28
Moonsiffs, ...	35	2,808	2,728	4,007	2,182	2,763	0	1	280	331
Total, ...	3,866	3,306	3,066	4,395	2,561	3,191	0	3	414	543
Increase, ...	0	0	0	0	0	0	0	0	0	129
Decrease, ...	0	560	0	0	505	1,204	0	0	0	0

2. These returns shew, the Court observe, some increase of cases instituted in the Superior Courts, but a large diminution of suits, to the extent of 702, in the Moonsiffs' Courts. They would have been glad to have received the Judge's explanation of this decrease. It is, however, they observe, probably sufficiently accounted for by the cessation of cases of rent from the operation of Act X. of 1859, and the prevailing famine which has led to a considerable decrease in the institution of suits by Bankers and others, as shewn in paragraph 26 of this Resolution. There were, in the first seven months of 1859, 241 cases of rent instituted before the Moonsiffs, which would give

413 for the year's institutions under the old law. The remaining decrease may safely be attributed to the pressure of famine.

3. The Judge explains that the returns of the work performed by the different Judicial Courts are in reality much more satisfactory than at first sight they appear, inasmuch as on comparison with 1859, it appears that there was a real increase of 9* cases decided in presence of the parties, the gross decrease of 253† cases disposed of being entirely composed of cases decided *ex-parte*, on confession of judgment, or otherwise adjusted.

* Cases decided in presence of parties, ...		59=1012
Ditto ditto, ...		60=1021
	Increase, ...	9
† Ex-parte, 59=416 cases	Confession cases,	59=1300
Ditto, 60=159		60=1002
Decrease, ... 257	Decrease, ...	298
Adjusted, 59=1279		
Ditto, 60= 581	Total Decrease,...	1,253
Decrease, ... 698		

With reference to the amount of work got through, the Court observe that the Judge was, during most of the year, burdened with offices not his own, besides the time for which he was himself on leave; that his Court must therefore be regarded as altogether an exceptional case. As regards the Principal Sudder Ameen, although some increase of cases disposed of is shewn by the Statement, still the Court cannot accept the return of Momin Ali's work as sufficiently satisfactory. On an average, he has disposed of no more than 17 cases monthly, leaving a pending file at the close of the year, which, at the same rate of work, would occupy 5 months to clear. The average amount of work disposed of by the Sudder Ameen in that capacity, and in the capacity of Moonsiff, is large, amounting to not less an average than 67 per mensem, while in both capacities his pending files are small. The Court remark that the work of the Moonsiffs in Meerut, with exception of the Court of Mahomed Buksh, Sudder Ameen, is generally light; and the Judge's explanation is sufficient to remove any unfavorable impression arising from the comparison with 1859. The more particularly as, on an average, the pending files of the Moonsiffs exhibit no more than 1 month and 11 days work; at the same time, the number pending last year, 280, must be regarded as *more* satisfactory than that of this year, 331, notwithstanding fewer cases disposed of.

4. Mr. Turnbull gives a return of the amount of work disposed of in 1858, contrasting unfavorably with the present year, and remarking, that while the number of cases decided on their merits has increased by 581, the number disposed of *ex-parte*, or adjusted in other ways, has decreased by 1,771, as marginally noted. The Court however remark, that the contrast with 1858 cannot be reckoned of value, that being altogether an exceptional year.

Ex-parte, ...	633
Confession, ...	474
Adjusted, ...	961

5. No explanation is given regarding the 3 cases of more than a twelve months' standing, remaining on the file at the close of the year.

6. The following memorandum shows the year's results in respect to the miscellaneous files.

Courts.	Instituted.		Decided.				Pending.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending on 1st Jany.	
			Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860	1861.
Judge, ...	2261	1983	2171	2231	1913	1973	0	0	168	233
Principal S. Ameen, ...	648	665	579	685	539	652	0	2	66	134
S. Ameen,...	610	1482	468	468	911	1506	0	0	55	59
Moonsiffs,...	4426	3326	1961	1961	1167	3316	0	1	437	420
Total, ...	7925	7456	5179	5345	4530	7447	0	3	726	846
Increase, ...	0	0	0	0	0	2102	0	3	0	120
Decrease, ...	0	469	0	0	0	0	0	0	0	0

7. The number of miscellaneous cases instituted has decreased by 469, which almost entirely belongs to the Moonsiffs' Courts. This falling-off would have been still more considerable, but for an increase of 872 cases instituted in the Court of the Sudder Ameen.

Similar results are exhibited in the return of cases decided on their merits; but there is an increase of 2,102 suits finally disposed of in the Courts of the Sudder Ameen and Moonsiffs.

The pending files shew an increase of 120 cases.

8. The Judge states that the great portion of the whole number disposed of by the subordinate Judges were cases of execution of decrees, as per following table:—

Completely executed.	Partially executed.	Struck off on default.	Total disposed of.	Per-centage of Col. 1 and Col. 4.
706	820	1740	3266	21· 61·

9. In regard to his own files Mr. Turnbull remarks:—"I regret much that the out-turn of my Civil work has been again so very much below what it should, and what I had earnestly hoped that it would have been, during the period under review. I can only assure the Court that no effort shall be spared to make up for the deficiency this year, and I trust that in considering the results, and contrasting them with those in other districts, the exceptional circumstances in which I have been placed will also be taken into consideration." And again: "I was Judge throughout the year, but for two months of this time was absent on leave, and for nearly 8 of the remaining 10

(from 9th April to 3rd November) officiated as Commissioner of the Division, the duties of which were very heavy and pressing." The Court fully exonerate the Judge from blame. He appears to have had an arduous task, and to have represented a variety of offices.

10. Of the Principal Sudder Ameen the Judge remarks:—"Momin Ali Khan has conducted his duties with the same assiduity and efficiency as heretofore, and has continued to uphold the character which he has always held of an able and intelligent officer. He has now been transferred to Cawnpore." Though the Court concur generally in the favorable estimate of Momin Ali Khan's qualifications expressed by Mr. Turnbull, they observe that his work is not altogether satisfactory, notwithstanding the favorable result of his appeals. His average number of cases disposed of (17 per mensem,) is very low, and at the same rate the pending cases would take five months to clear off. The duration of his cases, considering their small number, is too long; his cases of personal attendance shew fair results. The Court look for greater exertions in the despatch of business from his successor.

Appeals preferred in 1861.	Pending at close of Year.	Total.	Confirmed.	Reversed.
11	13	24	10	3
Per-centage of cases appealed, ... 7.				

11. Of Mahomed Buksh, who was Sudder Ameen throughout the year, the Judge writes:—"I am happy to record the same high opinion of his character that I have expressed in previous reports, and I am glad to observe that he has now obtained his promotion to the grade of Principal Sudder Ameen. I trust that he will continue to manifest the same zeal in his work, and the same anxious desire to do justice in his decisions, as he has hitherto shewn in this district. The Court are of opinion that Mahomed Buksh merits the high commendation given him. His average monthly decisions in both capacities are 67; the duration of his cases as Sudder Ameen, 2 months 13 days; as Moonsiff, 1 month and 13 days; very favorable. The arrear of work pending as Sudder Ameen is under 2 months, and as Moonsiff, 1½ month. His cases of personal attendance as Sudder Ameen average 87 per cent., and as Moonsiff, 93 per cent., of the total number disposed of.

12. The following table exhibits the general results attained by the Moonsiffs in this district:—

Moonsiffee.	Moonsiffs.				Months.	Days.	Months.	Days.	
Meerut, ...	Mahomed Buksh, ...	52	8	34	1	18	1	15	93
Hauper, ...	Mirza Ali, ...	28	8	37	1	4	0	12	86
Sirdhana, ...	Sultan Hussun, ...	44	10	29	1	28	0	25	21
Boolundshuhur, ...	Ruchpal Sing, Heth Lal, ...	25	6	53	1	10	0	13	94
Sekundrabad,	Meer Badshah, ...	36	5	36	0	20	0	20	89
Anoopshuhur, ...	Biharee Lal, ...	42	9	10	1	20	2	7	13
	Average, ...	38	7	33	1	11	1	0	66

13. Mr. Turnbull reports generally in favorable terms of all the Moonsiffs, especially of Heth Lal, Meer Badshah, and Mirza Ali. The Court remark that the

above statement exhibits satisfactory results generally; and in the matter of duration of suits they believe the general return will shew no such good results as those shewn by Mirza Ali, Moonsiff of Hauper, and Heth Lal, Moonsiff of Boolundshuhur. The Court observe that the work, as now distributed, is ordinarily light, but by adding in the Sudder Ameen's work done by Mahomed Buksh, Moonsiff of Meerut, a good average; viz. 53 on the whole cases disposed of, is attained. But the work of the latter officer is at present disproportionate; his average of disposed cases is 67, being equal to 2 of some of the other Moonsiffees put together. The Court think the Judge might with advantage re-distribute his Moonsiffees, so as to relieve the Sudder Ameen; or, as the Principal Sudder Ameen has light work, probably one Moonsiffee might be reduced. Any propositions in this respect, which the Judge may separately submit, will have the Court's attention.

14. To treat of the separate results of the Moonsiff Mirza Ali's work is light; his appeal result fair; pending file small; average duration exceedingly small only 12 days; his personal attendance almost general; *i. e.*, 86 per cent. The Judge is requested to explain, after communication with this officer, how so singularly short a duration was obtained.

15. *Sooltan Hussun*; *Ruchpal Singh*.—The work of the Sirdhana Moonsiffee is average in amount; the appeal result good; the pending file small; the duration of suits 25 days only, good; cases of personal attendance, however, average only 21 per cent., the cause of which small per-centage should be explained.

16. *Heth Lall*.—The work of the Boolundshuhur Moonsiffee is very light. The result of appeals *not* good; the pending files are small; the duration of suits is however very short indeed, and the personal attendance so general,* as to be almost the rule.

* 94 per cent.

17. In the Secundrabad Moonsiffee (Meer Badshah) the work is light; the appeal result fair; the pending file light; the duration of suits short, (only 20 days,) and the personal attendance very general; *i. e.* 89 per cent.

18. There is an average amount of work in the Anoopshuhur jurisdiction (Beharee Lall). The result of appeals are very favorable; the pending file not heavy. The duration of suits however exceeds that of any other Moonsiff, and the principle of personal attendance appears to have been neglected, being only 13 per cent. The Judge ought to have noticed this, and must now call for and submit the Moonsiff's explanation.

19. Respecting punishment for false verification of plaint, under Section 24, Act VIII. of 1859, the Court are glad to learn that Mr. Turnbull has found its effects salutary, as operating to check the institution of false suits. Two cases of false verification, one that of a plaintiff in person, the other of a vakeel, were prosecuted to conviction.

20. The average duration of suits was as follows:—

	Months.	*days.*
Judge, ...	9	29
Principal Sudder Ameen, ...	3	11
Sudder Ameens, ...	2	13
Moonsiff, Meerut, ...	1	15
Ditto, Hauper, ...	0	12
Ditto, Sirdhana, ...	0	25
Ditto, Boolundshuhur, ...	1	13
Ditto, Sekundrabad, ...	0	20
Ditto, Anoopshuhur, ...	2	7

The results of the Judge's Court are this year exceptional. The Court recognize improvement in the Court of the Principal Sudder Ameen, but the average is still too long. The Sudder Ameen's average is fair, and those of the Moonsiff's excellent.

21. The per-centages of personal attendance were as follows:—

Moonsiff of Boolundshuhur, ...	94
Ditto Meerut, ...	93
Ditto Sekundrabad, ...	89
Sudder Ameen, ...	87
Moonsiff of Hauper, ...	86
Principal Sudder Ameen, ...	53
Moonsiff of Sirdhana, ...	21
Ditto Anoopshuhur, ...	13

The above results, with the exception of those of the Moonsiff of Sirdhana and Anoopshuhur, whose attention has been called to the subject by the Judge, are favorable. The Judge should ascertain whether the statement is prepared in all the Courts on the same principle, and, if not, submit a correct return.

22. Fourteen debtors were imprisoned in 1860, in execution of decrees, as compared with 11 in 1859, and 9 in 1858, and no instances of the abuse of the power of imprisonment on the part of the subordinate Judges occurred.

23. Respecting Section 244, Act VIII. of 1859, Mr. Turnbull reports that "sale has been stayed in 22 cases, at the instance of the Collector, in provision for the due satisfaction of the decree being made in each case by them."

24. In comparison with previous years, the number of the records of 30 cases decided since the promulgation of Act VIII. of 1859 was found to be 22 per cent. less.

25. The Court acknowledge the sufficiency of Mr. Turnbull's reason for not deciding more than 2 original suits during the year, but hope he will be able to decide more during the current one.

26. The Judge observes:—"The effect of Act X. of 1859 has not been very largely perceptible on the Moonsiff's files; the total number of suits instituted has certainly materially diminished, the number being—

In 1858, ...	4,997
„ 1859, ...	3,865
„ 1860, ...	3,306

Shewing a decrease of 1,691, but of those by far the larger number were bond and bankers' cases, of which there were—

In 1858, ...	4,398
„ 1859, ...	2,975
„ 1860, ...	2,401

The actual number of suits connected with land-rent was as follows:—

In 1858, ...	125
„ 1859, ...	243
„ 1860, ...	18

Or a difference of only 225 cases compared with 1859, and of only 107 cases compared with 1858; and it is probable that the number of such suits, instituted in 1859, was larger than usual, owing to the knowledge that Act X. was about to be passed. The Court however observe, "that the year 1858 was exceptional, and that there were 243 rent-suits instituted within the first 7 months of 1859 alone.

27. The new system of tullubana has been worked with some success at Meerut, a surplus of Rs. 219-7-0 being shewn, after providing for the public, service. The Judge explains, that owing to his misunderstanding the Court's orders for some months, an excessive number of peons were retained in some Courts. The Court have no doubt that better results will be shewn this year, now that the new system has been fully understood.

28. The net gain accruing to Government from the sale of Stamps sold in the Courts* subordinate to the Judge, after defraying the costs of those Courts, amounted to Rs. 925-4-5.

* Mr. Turnbull has improperly included the Judge's Court in his calculation.

29. The total value of all suits, original and appeal, litigated in Meerut during the year, amounted to Rs. 5,24,766-5-8, and the costs to Rs. 88,264-6-3, being an average per-centage of costs to value of Rs. 17, and an average of costs per suit Rs. 28.

30. Mr. Turnbull was Judge throughout the year, with the exception already alluded to, and sat 68 days for the disposal of Civil business, besides doing Special Commission, and other miscellaneous work. The Court consider the state of the district and returns to be generally good, and that Mr. Turnbull is entitled to their acknowledgments, although he has been too dilatory in submitting his report.

They observe that by causing the subordinate Courts to complete the totals of all their returns before hand, leaving those for December only to be added at the close of the year, the Judge will have in future no difficulty in sending in his report within the prescribed time.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Meerut, for his information, and that another copy be submitted to Government.

No. OF 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces. Dated Agra, the 11th February* 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.
Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 5, dated the 21st ultimo, from J. S. Dumergue, Esq., Judge of Allygurh, submitting his report on the Administration of Civil Justice in that district, during the year 1860, accompanied by the prescribed statements.

1. The following was the state of the regular files:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	321	386	47	60	226	244	...	...	191	139
P. S. Ameen, ..	78	65	342	360	297	310	...	...	59	58
Sudder Ameen, ...	430	406	290	374	391	461	...	...	182	90
Moonsiffs, ...	4,414	3,156	3,862	4,910	2,939	3,570	...	...	663	257
Total, ...	5,243	4,013	4,541	5,704	3,853	4,585	...	...	1,095	544
Increase, ...	...	...	...	...	...	...	...	...	...	...
Decrease, ...	...	1,230	...	...	688	1,119	...	...	...	551

2. There is a decrease of 1,258 in the number of suits instituted during the year in the Moonsiffs' Courts alone; the increase in the Judge's Court being 65, and the decrease in the Courts of the Principal Sudder Ameen and Sudder Ameen 13 and 24, respectively.

The Judge attributes the great decrease of suits before the Moonsiffs to the "enforcement of the provisions of Act VIII. of 1859." The Court do not think

the Judge is very clear here; he should have stated what are the provisions to the enforcement of which he attributes the diminution of suits. Effect has been given to Section 24 in three cases only, and one person only has been punished.

The Court think that the causes assigned by the Judge of the neighbouring zillah Mynpoorie, Mr. Batten; viz. the withdrawal of cases under Act X. of 1859, and the famine, which is seriously felt in Allygurh, added to a partial misunderstanding of Act VIII. of 1859, are the probable reasons for the decrease.

3. It is satisfactory to observe from the following table, that the falling off in the income of suits, which was very large in the last 6 months of 1859, has not continued in the same proportion in 1860.

Institutions. 1st six months 1859.	Institutions. 2nd six months 1859.	Institutions. 1st six months 1860.	Institutions. 2nd six months 1860.
3,063	1,351	1,712	1,444

The Court concur with Mr. Dumergue in attributing this result to a better understanding of the Civil Code, regarding the provisions of which much ignorance, not unmixed with fear, at one time prevailed.

4. There is a total decrease of 688 cases decided on trial, and of 119 finally disposed of during the year. The work performed both by the Judge and Sudder Ameen has however increased; and no explanation has been given of the decrease in the Courts of the Moonsiffs and Principal Sudder Ameen. The pending file is however small, and the decrease may therefore be accounted for by the decrease in the number of suits instituted.

5. Mr. Dumergue states his opinion that the returns for the Kassgunj Moonsiffee are not reliable. He grounds this opinion on the result of an inspection of the records of cases decided by that officer in 1860, which shewed that of 142 cases entered in Column 8, Section 1, as decided on their merits for plaintiff, there were four confessions of judgment, and two *ex parte* decisions which should have been entered in Columns 10 and 11; and again, that of 52 cases entered in Column 13, as decided on their merits for defendant, 15 cases were withdrawn, and 8 adjusted in favor of defendant, and ought to have been entered in Column 17. The Court would request the Judge to forward these cases for the inspection of the Court, together with any explanation Ali-ood-deen, Moonsiff of Kassgunj, may desire to make on the subject. The Judge should also report specially whether in any of the above cases a decrease was required to pass, on which process of execution could be taken out. If Mr. Dumergue thought it necessary to notice a matter like this so conspicuously, he should have submitted also the Moonsiff's explanation.

6. The Court observe with satisfaction that there were no cases on the regular files of the Allygurh district, which had been pending more than a year on 1st January 1861.

7. The decrease of 551 in the number of cases pending at the close of the year is attributable (except in the cases of the Judge and Principal Sudder Ameen, where the amount of work performed has increased,) to the diminution in the income of suits.

8. The state of the miscellaneous files was as follows:—

Courts.	Instituted.		Decided.				Pending on 1st January.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	4,994	6,565	5,276	5,422	6,732	6,778	0	0	134	116
P. S. Ameen, ...	730	650	652	745	580	615	0	2	99	137
Sudder Ameen, ...	730	661	518	862	476	823	0	0	213	239
Moonsiffs, ...	7,304	5,858	4,415	7,696	3,661	6,398	1	1	797	724
Total, ...	13758	13734	10861	14725	11449	14614	1	3	1,243	1,216
Increase, ...	0	0	0	0	588	0	0	2	0	0
Decrease, ...	0	24	0	0	0	111	0	0	0	27

9. The number of miscellaneous cases instituted has remained almost stationary, having decreased by only 24 cases during the year; but it is noticeable that there is a large *increase* in the files of the Judge, and a still larger *decrease* in those of the Moonsiffs.

10. In like manner the miscellaneous work disposed of by the Judge has considerably increased, while that of the Moonsiff's has greatly diminished.

11. Miscellaneous cases pending above one year have increased from 1 in 1859 to 3 in 1861. Mr. Dumergue reports that the Principal Sudder Ameen's sudden and severe illness, which compelled him to leave on the 16th November, caused 2 cases to be pending more than a year. The Court accept this explanation, and trust that the cases in question, as well as that pending more than a year on the Moonsiff of Kassgunj's file, have ere now been disposed of.

12. Of Nund Lall, Principal Sudder Ameen,* the Judge reports.—"Rae Nund Lall's health has been failing him for some time. He is now absent on sick leave for three months, from the 16th November last, and I do not think he will be again fit for service, considering that palsy of one side of his body is his present disease. He is entitled to a superannuation pension, having served upwards of 37 years. He has continued to give the same satisfaction, and to merit the same favorable remarks, as are expressed in my report for 1860."

	Appeals preferred.	Confirmed.	Reversed, &c.
* Nund Lall as P. S. A.,	62	41	27
As Sudder Ameen, ...	4	1	0

13. Pundit Ruttun Lall was Sudder Ameen of Allygurh, from 1st January to 13th February, on which latter date he left the district very ill, and died at Agra. Mr. Dumergue observes:—"He was a very zealous and conscientious officer, and although in infirm health, he strove to perform the doubly onerous duty required of him as Sudder Ameen and Moonsiff; but his health broke down, and the proposed plan of uniting the offices of Sudder Ameen and Moonsiff was not found to answer."

Cases decided on trial.	Cases appealed.	Confirmed.	Reversed, &c.
20	4	21	19

The Court notice with regret the death of Pundit Ruttun Lall, an old and highly deserving Officer.

14. *Moulvee Ali Buksh.*—Moulvee Ali Buksh,* who succeeded Pundit Ruttun Lall, as Sudder Ameen, has, the Judge observes, "given me great satisfaction, by his intelligence, zeal, and assiduity. The Court hope that Ali Buksh will continue to merit the Judge's commendation.

Cases decided on trial.	Appeals preferred.	Cases confirmed.	Appeals reversed, &c.
327	39	4	3

15. *Sume-oollah Khan.*—Among the Moonsiffs, the Judge reports of Sume-oollah Khan, Moonsiff of Coel, transferred from Cawnpore: "I am glad to be able to record my entire satisfaction with that Officer's discharge of his duties; he is a very intelligent native gentleman."

Total cases disposed of.	Cases appealed.	Confirmed.	Reversed.
874	49	11	5

16. "Of Kasim Ali, Moonsiff of Hattrass, I am sorry I cannot report so favorably as I should wish. Much carelessness and irregularity of procedure, and inattention to observance, by himself and vakeels, of Rules laid down in Act VIII. of 1859, have been observed by me." The Court would have been glad, if the Judge had been less general in his censure, and indicated more particularly the matters which have evoked his displeasure. They find, on reference to the (1) personal attendance statement, that Kasim Ali has by far the largest shew of cases in which parties attended, the proportion of cases in which they attended, to those of non-attendance, being 80 per cent. None of the other Moonsiffs average more than 52 per cent.

II.—The total cases finally disposed of by him, average 70 per mensem, being the second largest average next to Sume-oollah's, which is 73.

III.—His number of cases pending at the close of the year average the smallest proportion, being about half a month's work.

IV.—The proportion of appeal cases reversed or modified, viz. 39 per cent., places him second.

V.—In the duration of his cases, he makes a better shew than any other Courts in Allygurh.

17.—*Ram Lall.*—Mr. Dumergue remarks of Ram Lall,* Moonsiff of Akrabad, that he has conducted his duties to his satisfaction, two-thirds of his appealed cases being confirmed. Ram Lall is stated to be shrewd and intelligent, with some knowledge of English. The Court note the commendation bestowed upon this Officer by the Judge; 67 per cent. of his orders were confirmed in appeal.

* Cases under trial	Total cases disposed of	Appeals	Confirmed	Reversed
818	767	72	62	30.

18. *Rughonath Sahoy.*—Rughonath Sahoy, Moonsiff of Khyr, is said to have afforded much satisfaction to the Judge by the carefulness of his proceedings and conformity to the provisions of the new Code. His health has suffered much from the insalubrity of this station, and the Judge has recommended his transfer elsewhere. The Court note the recommendation for transfer, which shall have their attention.

Cases under trial.	Appeals.	Confirmed.	Reversed.
467	29	18	13

19. The Judge comments in the most unfavorable terms regarding the general conduct and character of Ali-ood-deen, Moonsiff of Kassgunj, during the year under review.

Mr. Dumergue states that the Moonsiff has formed an improper connection, which is said to have influenced him in public business ; and that he *compels* the parties in suits to adjust their cases, or have them decided by arbitration, in order to diminish his appeals, and lighten his own work.

The Judge furnishes the following analysis of 194 cases inspected by him, of which 142 were entered as decided on trial for *plaintiff*, and 52 similarly for defendant.

Adjusted, 73 Arbitrated, 44	... ...	117
Confession of judgment,	... ...	4
Ex-parte, ...	... ...	2
Withdrawal of suits,	... ...	15
On oath of plaintiff,	... ...	17
On oath of defendant,	... ...	15
On merits, ...	... ...	24
	Total, ...	194

Mr. Dumergue also quotes an extract from a letter written by the Deputy Collector of Etah, to the effect, that his (Mr. Dumergue's) information regarding the Moonsiff's character, with reference to the connection he had formed, was generally correct, and that the Moonsiff had boasted to him (the Deputy Collector of Etah) that he settled almost every case by arbitration. Mr. Dumergue therefore suggests that Ali-ood-deen should be removed to some *Sudder station*, so as to be under the immediate supervision of the Judge.

20. Before taking action in this matter, the Court would wish the Judge to certify, whether in any of the cases, the analysis of which has been given, a decree capable of execution was passed. An opportunity of defending himself should also be given to the Moonsiff, who should likewise be required to explain his neglect of the fundamental principle of Act VIII. of 1859 ; his attendance cases being only 5 per cent. His results in duration are good, as are his number of cases decided monthly, averaging 50; and his pending file amounts to about 40 days' work.

21. The register and their indices are stated to have been duly kept up, and the records to be properly arranged, racks only being wanting, which will be prepared when the Judge gets into his own Cutcherry, temporarily now occupied by the Collector.

22. The Libraries are said to be in good order, and the securities of all the Nazirs to have been properly revised and registered.

GENERAL REMARKS.

23. *First.*—The Judge has recommended, that as the tehseel and thannah of Kassgunj are to be removed from that place to Soron, the Cutcherry of the Moonsiff of Kassgunje had better be built at Soron. The Court observe that a list of Moonsiffs' Cutcherries, required to be built in season 1861-62, was some time ago forwarded to Government to be included in the Budget of that year, but Mr. Dumergue's propositions regarding Kassgunj were not received till the despatch of the Court's letter. Mr. Dumergue is now requested to submit any proposition he may wish to make by separate letter.

24. *Second.*—The statement shewing the extent to which the personal attendance of parties to suits was obtained, shews exceedingly diverse results. The Principal Sudder Ameen and Moonsiff of Kassgunj have only had on an average 6 and 5 per cent. respectively of the parties before them. The averages attained by the Moonsiffs of Akrabad and Khyr, 28 and 24 per cent., appear also to the Court to be low, and the Judge's attention is requested thereto. The remaining averages, as marginally noted, are generally favorable, a marked difference being observable in favor of Kasim Ali, Moonsiff of Hattras.

Kasim Ali, Moonsiff of Hattras, average percentage of attendance, ...	80
Moonsiff of Coel, Ditto, ...	52
Sudder Ameen, Coel, Ditto, ...	34

25. *Third.*—Cases resulting in confessions of judgment have been large as usual, but Mr. Dumergue has no reason to suppose that the greater portion were otherwise than *bonâ-fide* confessions.

26. *Fourth.*—Three cases under Section 24, Act VIII. of 1859 were sent to the Judge's Court by the Moonsiff, in one of which forgery of a bond, together with false verification of plaint, was proved against plaintiff, who was committed on the former charge by the Joint Magistrate, and convicted by the Sessions Judge. Mr. Dumergue remarks :—"Section 24 has undoubtedly caused a diminution of suits by deterring parties from instituting false ones." The Court admit that this Section may have had *some* effect in reducing the number of suits, but they cannot imagine that a very large proportion of the decrease, 1,230, can be accounted for in this way.

27. *Fifth.—Average duration of suits.*—The periods noted marginally are far too long averages for suits, especially when the two Chief Officers had been in the district during 1859. The Court think that the Judge ought to have afforded some explanation of this unsatisfactory state of things, which he has failed to do.

	M.	D.
Judge, ...	6	15
Principal Sudder Ameen, ...	5	3
Sudder Ameen, ...	5	13

The other averages* are generally satisfactory, with the exception of that of the Moonsiff of Coel, which the Judge has explained to be owing, in a great measure, to the heavy arrears caused by the inability of the late Moonsiff and Sudder Ameen, Pundit Ruttun Lall, to perform duties of both offices, and to the time passed between his departure on sick leave, and the arrival of his successor.

	M.	D.
* Moonsiff of Coel, ...	4	8
Hattras, ...	0	28
Akrabad, ...	1	7
Khyr, ...	1	17
Kassgunj, ...	1	11

28. *Sixth.*—The Judge reports that 267 persons were arrested in 1860 in execution of decrees, of which only 43 were eventually imprisoned, compared with 92

in 1859, and 42 in 1858. The Court remark that no abuse has here resulted from the new law.

29. *Seventh.*—Mr. Dumergue observes that the provisions of Section 244, Act VIII. of 1859, for realization of decrees by temporary alienation of landed property, have not been observed in any Court of the district; but since the receipt of the Government Order, dated 14th August 1860, the Collector has sent six letters, containing proposals for satisfaction of decrees without recourse to sales, which are still under consideration. The Court regret that more effect has not been given to this important provision of law, and hope that the current year will shew that it has been more brought into action.

30. *Eighth.*—The misls of 30 cases of all the Courts were found by the Judge to contain on an average 605 papers, as compared with 841, the average number before the introduction of the Act. The Court would have liked to have seen this result for *each* Court, and request the Judge now to submit it. Written statements are stated to be much used, and to be generally free from prolixity and argument.

31. *Ninth.*—The state of his general business, the Judge observes, has not hitherto allowed him to call for and decide more than 2 or 3 original suits. The Court expect the Judge to fulfil his confident expectation of deciding a number of such suits during the current year.

32. *Tenth.*—Mr. Dumergue does not think that Act X. of 1859 has materially diminished the files of the subordinate Courts, and quotes the following table* in proof of this statement. He adds that when the Act was about to become law, there was a great increase of suits in the Civil Courts, and hence the increased average.

* No. of cases whole year 1858.		No. of cases for 7 months of 1859 up to 31st July.	
Act X.	Act VIII.	Act X.	Act VIII.
309.	4,801.	359.	4,563.
Monthly average. 26		Monthly average. 51	

33. *Eleventh.*—The new system of tullubana has succeeded well in this district, and shews a surplus of Rs. 226-3-5,* despite some delay on the part of the Judge to reduce the muzkoorees of the Principal Sudder Ameen, when found to be excessive.

Gross Surplus,	...	589 11	5
Deficit,	... ...	363 8	0
Net Surplus,	...	226 3	5

The Judge's attention has been called to prevent such needless expenditure in future.

34. *Twelfth.*—The statement exhibiting the Income of Stamps and costs of subordinate Judges is highly satisfactory, shewing a net gain to Government of Rs. 145,16-9-5. The Judge has however improperly included the stamps realized in the Judge's Court, but through an error in the subtraction, this mistake does not affect the total result, which is correct.

35. The total value of suits, original and appeal, litigated in Allygurh during the year, amounted to Rs. 6,95,778, and the costs to 1,09,009, giving an average* per-centage of costs to value of Rupees

* This matter is at present under the Court's consideration, and instructions will separately issue on the subject.

36. Mr. J. S. Dumergue was Judge throughout the year, sitting 174 days for the disposal of Civil business. The Court see no reason to be dissatisfied with the results of the Civil Administration of the past

year in Allygurh. They hope, however, for improvement during the current year in some important points; *e. g.*, in the duration of cases in the Superior Courts; the exercise of personal attendance of parties in those Courts, &c.; and they also hope that the Judge will not fail in deciding some original suits himself. They thank Mr. Dumergue for his clear report, punctually submitted.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Allygurh, for his information, and that another copy be submitted to Government.

No. 396 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 26th February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esqrs.

Officiating Extra-Judge,—E. M. Wylly, Esq.

READ a letter, No. 7, dated the 24th ultimo, from A. Shakespear, Esq., Judge of Moradabad, submitting his report on the Administration of Civil Justice in that district during the year 1860, accompanied by the prescribed statements.

1. The state of the regular files was as follows:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	295	280	32	44	32	39	0	0	114	46
P. S. Ameen,	118	94	306	344	360	386	0	0	18	41
S. A., Moradabad, ...	194	176	217	275	244	292	0	0	106	11
S.A., Bijnour,	78	80	60	77	54	70	0	0	6	16
Moonsiffs, ...	6699	5698	5020	7258	4391	5804	0	0	574	477
Total, ...	7384	6328	5635	7998	5081	6591	0	0	818	591
Increase, ...	0	0	0	0	0	0	0	0	0	0
Decrease, ...	0	1056	0	0	554	1407	0	0	0	227

2. The income of suits has decreased by 1,056 cases, of which 1,001 belong to the Moonsiffs' Courts. On this the Judge remarks: "In my last Annual Report, I noticed that the Court was open during only two months of 1858. This necessarily threw a great quantity of the suits into 1859, which would otherwise have been instituted in 1858, and thus caused a more than fair proportion to be brought forward in 1859. The distress which has prevailed would likewise be not without its effect, whilst the transfer of suits under Act X. of 1859 to the Revenue Courts has also tended to reduce the number of original suits in the Moonsiffs' Courts, and by consequence the appeals which might have been preferred in such cases." The Court consider the above explanation sufficiently accounts for the falling off.

3. There has been a decrease of 554 suits decided on trial, and 1,107 finally disposed of. The Judge attributes this diminution chiefly to the working of Act X. of 1859, which, he says, has "undoubtedly relieved the Civil Courts of a large number of suits which were formerly instituted before them. Mr. Shakespear approximately assumes 1,044 as the number of rent-suits which would have been instituted in 1859, had Act X. not been passed; and observes, "that supposing a similar number to have been brought in the Moonsiffs' Courts during the past year, there would be no falling off."

4. The Court observe, that the amount of work accomplished by the Judge is very small, being only at the rate of 4⅓ cases per mensem, while the number of cases left pending on his file exceeded those finally disposed of during the year. At the same time the Court note that Mr. Shakespear was absent on leave during three months of the year, and was engaged on Special Commission duties 48 days, which sufficiently accounts for the small amount of Civil work performed by himself personally. The Court, however, look for a larger proportion in the coming year. The other files call for no particular remark, the decrease in Moonsiffee suits having been sufficiently accounted for above.

5. The Court observe with satisfaction that there were no suits or appeals of above one year's standing pending in any of the Moradabad Civil Courts; and that of the 591 cases left pending at the close of the year (as compared with 818 at the end of 1859), the oldest case was not longer than two months pending.

6. The miscellaneous files shewed the following result:—

Courts.	Instituted.		Decided.				Pending.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending on 1st January.	
			Decided on merits.	Finally disposed of	Decided on merits.	Finally disposed of	1859.	1860.	1860.	1861.
Judge, ...	4923	5817	4835	4902	5789	5797	0	0	40	51
P. S. Ameen,	966	565	732	933	594	756	1	0	122	105
S. A., Moradabad, ...	919	863	742	928	691	855	0	0	209	216
S.A., Bijnour,	1149	1199	789	668	674	1190	0	0	1025	1183
Moonsiffs, ...	12655	11,661	11226	14767	10233	12606	0	2	0	0
Total, ...	20912	20105	18324	22198	17981	21204	1	2	1396	1555
Increase, ...	0	0	0	0	0	0	0	1	0	159
Decrease, ...	0	807	0	0	343	994	0	0	0	0

7. The decrease of cases 807 in the income of miscellaneous suits, (which is spread over all the Courts, except that of the Zillah Judge,) is attributed by the Judge to the general distress, and the unfavorableness of the agricultural season.

The amount of work disposed of in the miscellaneous department has decreased by 343 cases, decided on their merits, and 994 finally disposed of. The work of the Judge has however increased.

8. In regard to the 2 cases which had been pending more than a year at the close of the year, the Judge states that the Collector of Moradabad first fixed the 20th April 1860 for the sale of the rights and interests of the defendants in certain villages, in satisfaction of decrees of Court, and the sale was postponed, owing to an insufficient price being offered at the sale; that there was, moreover, a paucity of bidders, and on the 20th June (which was the day next fixed,) the sale was suspended till the 20th September, and eventually to the 20th November, when, owing to the difficulty of finding a purchaser, the sale had again to be postponed till the 20th January 1861.

The Court can scarcely consider this to be a sufficient reason; moreover, the Judge seems to forget that the debt is running on at 12 per cent. interest, and the Court hope that no further delay may take place.

9. The result of appeals preferred from Syud Ahmud Khan, Principal Sudder Ameen, is shown below:—

Appeals preferred.	Confirmed.	Reversed.
6	2	2

In explanation of the increase exhibited in the pending files of this Officer, Mr. Shakespear says:— If allowance be made for the amount of the Civil business disposed of by him, viz. 1,319 cases of original suits, and appeals and miscellaneous suits, and to the heavy duties connected with the Court of Special Commission under Act IX. of 1859, of which he was a member, the arrears on his file must be regarded as very satisfactory." The Court concur with the Judge in this opinion.

Mr. Shakespear observes:— "I continue to entertain the very highest opinion of the clearness of judgment, perfect integrity, and unfailing energy with which this excellent public officer conducts his duties. Sitting with him constantly in the disposal of Special Commission cases, I have had peculiarly favorable opportunities for forming an opinion; and I am sure our colleague, Mr. Roberts, Officiating Commissioner of the Division, most fully agrees with me in my estimate of Syud Ahmud Khan's character and services. Few officers could be found, I feel satisfied, more deserving of confidence." The Court concur in the high estimate of this Officer, recorded by the Judge.

10. Of Bukhtawur Sing, who was Sudder Ameen of Moradabad, from 20th May, and a return of whose work is given below, the Judge states that "the paucity of regular and miscellaneous appeals, preferred from the decisions of this officer, when contrasted with the number of cases disposed of by him, is very creditable and satisfactory." Bukhtawur Sing's familiarity with the English language and its idiom, is mentioned as unusually great, and Mr. Shakespear had every reason to be satisfied with his work.

CASES DECIDED ON TRIAL.	APPEALS.	CONFIRMED.	REVERSED.
170	10	4	1

Besides five miscellaneous appeals upheld.

11. Mahomed Hussun Khan, the Judge reports, has continued to work very satisfactorily. He has been in the Judicial line since 1846, and appears, from the excellent certificates which he holds, to have been always highly estimated for his integrity and efficiency, by the several Officers under whom he has served. These qualities I believe him still to retain, and his long official training has given him habits of industry and circumspection, for which he is conspicuous. The Court observe that this Officer appears to have been extraordinarily industrious, and the results shown deserve special mention and commendation. He is also Moonsiff of Bijnour. His disposal of cases in both offices averages 74 monthly. The result of appeals from his orders is favorable. The average duration of his cases, despite the large number, is only 1 month and 24 days; and he has left only the work of 1 month and 7 days pending on his file. In personal attendance he has almost invariably had the parties, or one of them, before him. In only 9 out of 891 cases disposed of, were the parties not personally present. The Court consider these results to be highly satisfactory. They would be glad however to learn the Judge's opinion, whether the principle of personal attendance has in the case of this Officer been pushed too far or not.

Cases decided on trial.	Appeals.	Confirmed.	Reversed or modified.
54 Besides 2 mis-	5 cellaneous	4 appeals	1 confirmed.

12. The following general statement shews the comparative results of the Civil work performed by the Moonsiffs in this zillah.

Zillah.	Number.	Moonsiffee.	Moonsiff.	Average No. of regular cases finally disposed of monthly.	Per-centage of cases appealed to those finally disposed of.	Per-centage reversed, or modified, of appealed cases.	Number of days work left pending at close of year, estimated at average rate of work performed. M.	D.	Average duration of suits. M.	D.	Per-centage of cases in which one or both parties personally attended, to total number finally disposed of.	Remarks.
Moradabad, ...	1	Bijnour, ...	Mahomed Hossein Khan,	68*	1	18	1	7	1	24	99	* Besides 70=6 =74 cases average.
	2	Dhampore, ...	Jewun Kishen,	47	1	21	1	10	1	4	79	
	3	Thakoordwara, ...	Mankee Dass, ...	31	1	25	2	0	2	3	62	
	4	City Moradabad, ...	Shunkur Dass, ...	50	4	20	0	19	1	25	89	
	5	Environs do., ...	Beharee Lall and Kalka Pershad, ...	44	5	37	0	24	1	6	95	
	6	Nugeenah, ...	Kumr-ood-deen, ...	35	4	36	1	10	1	9	67	
	7	Belaree, ...	Cheda Lall, ...	59	3	32	0	10	1	17	73	
	8	Sumbhul, ...	Abid Ali Beg, ...	62	3	27	1	2	1	21	77	
	9	Amroha, ...	Burkut Ali, ...	50	6	38	0	23	1	23	87	
	10	Hussunpoor, ...	Gopal Roy, ...	34	3	24	0	20		10	90	
Average, ...	...	...		48	3	28	1	0	1	17	82	

13. The Judge believes Jewun Kishen, Moonsiff of Dhampore, to be an officer of excellent character, and he continues to entertain a good opinion of his judgment. The Court observe that the general results are satisfactory, regarding the amount of work performed by this officer, the number of cases pending, issue of appeals, duration of cases, and personal attendance of parties.

14. The Court will take an early opportunity of moving Kumr-ood-deen from Nugeenah, which is stated to be only 12 koss distant from his home at Jhaloo.

15. Gopal Roy, Moonsiff of Hussunpore, is reported to have worked more satisfactorily during the past year, and the Judge has had no cause to find fault with him. This officer's work is light, but with reference to all results, he appears to have done well.

16. Abid Ali Beg, Moonsiff of Sumbhul, conducted his duties to the Judge's entire satisfaction, and was noticed favorably by the Sudder Court for his penetration in a forgery case. The average amount of work disposed of by this officer monthly is 62 cases, which is a heavy charge. The results are generally favorable.

17. Shunker Dass, Moonsiff of Moradabad City, is stated to have proved himself to be an officer of peculiar value and intelligence. His English education has proved advantageous to him, and he has been particularly commended by the Principal Sudder Ameen to the Judge for his unusual intelligence and care displayed in an important case of appeal.

The Court notice that this officer decided on an average 50 cases per month, and the results under the several heads are satisfactory.

18. Mr. Shakespear states that out of 13 cases appealed from the orders of Cheda Lall, Moonsiff of Belaree, all but one were reversed, and that therefore he cannot record so favorable an opinion of this officer's work on the present, as he did on the last occasion.

The Court would however observe that these remarks do not agree with the returns. There were 40 appeals from the Moonsiff of Belaree, and of these 27 were confirmed, the reversals being to total decisions 2 per cent., and to appealed cases 32. The results of this Moonsiff's work, as shewn by the statements, are favorable.

19. It is satisfactory to learn that the provisions of the Code of Procedure in reference to framing of issues under Section 139 are carefully attended to.

20. In the tullubana statement the word "deposit" has been erroneously entered in lieu of "deficit." The new system of tullubana has been well worked and superintended by Mr. Shakespear, and has shewn excellent results, yielding, after providing sufficiently for the public service, a net surplus of Rs. 1,202-9-0. The Court receive with satisfaction the testimony of the Judge in favor of the new system of paying fixed salaries to muzkoories.

21. The statement exhibiting the personal attendance of parties to suits, shews far greater success in obtaining the attendance of parties than any other return which has yet come before the Court, the general average being 82 per cent. attendance, and the Moonsiff of Bijnour, Sudder Ameen of Bijnour, Moonsiffs of Hussunpore, Amroha, Environs of Moradabad and Belaree, averaging respectively 99, 97, 95, 90, 89 and 87 per cent*.

* The other averages are:—

Sudder Ameen, Moradabad,	...	80	per cent.
Ditto Dhampore,	...	79	,,
Ditto Thakoordwara,	...	77	,,
Principal Sudder Ameen,	...	75	,,
Moonsiff, Moradabad,	...	73	,,
Ditto, Sumbhul,	...	67	,,

22. During the year under review, 1,811 suits were decided in the subordinate Courts of zillah Moradabad, on confessions of judgment, but in only 2 of these cases were the confessions suspected to be fraudulent. Mr. Shakespear had no reason to doubt that, except in regard to these cases, the confessions were *bonâ fide*.

23. The Court are glad to learn that the requirements of the new Code are now very generally understood, and acted up to in the Moradabad district.

24. It is also a matter of satisfaction, that in 15 cases sale of land, in execution, was averted by arrangements for the satisfaction of the claim by instalments.

The Court would be glad to learn how many sales of land, paying revenue to Government, actually took place in execution of decrees during the year.

25. Only one case of false verification, under Section 24, Act VIII. of 1859, has been prosecuted to conviction during the year 1860, which the Court consider surprising, considering the mass of forgery and perjury which has ever been believed to be found in the several Courts of Moradabad:—

26. The average duration of suits was as follows:—

	Months.	*Days.*
Judge, ...	4	25
Principal Sudder Ameen, ...	4	4 Original.
	3	29 Appeals.
Sudder Ameen, Moradabad, ...	1	24
Ditto, Bijnour, ...	1	26
Moonsiff, Bijnour, ...	1	24
Ditto, Dhampore, ...	1	4
Ditto, Nugeenah, ...	1	9
Ditto, Environs of Moradabad,	1	6
Ditto, Hussunpore, ...	1	10
Ditto, Sumbhul, ...	1	21
Ditto, City Moradabad, ...	1	25
Ditto, Amroha, ...	1	23
Ditto, Belaree, ...	1	17
Ditto, Thakoordwara, ...	1	3

The above averages, so far as the Courts of the Sudder Ameens and Moonsiffs are concerned, are very satisfactory; and in the case of the Judge's own Court, and that of the Principal Sudder Ameen, the delay has been sufficiently explained, as being caused by the disposal of the heavy work of the Special Commission Court, added to, in Mr. Shakespear's own case, his absence on three months' leave.

27. There were 108 debtors confined for debt, in execution of decrees, during the year, and Mr. Shakespear did not notice any abuse on the part of his subordinates in the exercise of the powers conferred on them under Sections 273 and 283, Act VIII. of 1859.

28. The Court notice with satisfaction the careful manner in which Mr. Shakespear tested the comparative bulk of cases now and before Act VIII. of 1859, by examining cases, 2 of each kind, from *each Moonsiffee*, and 4 from the Principal Sudder Ameen and Sudder Ameens; and they are glad to learn that the difference found in respect to the length of the pleadings was most marked, and the effect of the new rules for avoiding prolixity very satisfactory, the object in view of keeping to the real point at issue being very generally apparent in the written statements.

29. The Judge has explained that the state of his files, and the additional work which devolved on him, prevented him from withdrawing more than one original suit from his subordinate files. The Court hope the Judge will be able to decide more original cases in the current year.

30. In regard to the practical results of Act X. of 1859, Mr. Shakespear writes:—"There can be no doubt that the introduction of Act X. of 1859 has caused a reduction in the work which has fallen during the past year on the Moonsiffs; but it is difficult to institute any such comparison as shall show fairly what the actual effect has been. A comparison between the 1st and 2nd six months of 1859 would not be fair, owing to the passing, at the same time, of Act VIII. of 1859, which undoubtedly had the effect of increasing the number of suits during the first half of that year.

"31. A comparison between the first six months of 1859, with the corresponding portion of 1860, would also fail to give a trustworthy result, because, as I have already noticed, the litigation during the months immediately preceding the introduction of Act VIII. was considerably in excess of what it would have been under ordinary circumstances."

32. The net gain to Government, realized from the income of Stamps sold in subordinate Courts, after defraying the costs of these Courts, amounted in zillah Moradabad to Rs. 11,916-11-6, exclusive of the amount realized in the Judge's Court, which Mr. Shakespear inadvertently included in the calculation.

33. The total value of suits, original and appeal, litigated during the year, amounted to Rs. 11,32,451-10-9, and the cost to Rs. 1,32,220-2-1, giving an average per-centage of costs to value of Rs. 11.

34. The Court have again the pleasure to acknowledge Mr. Shakespear's zealous and efficient performance of his duties,—the results of the Civil Administration in Moradabad, whether as regards number of cases disposed of, or small balance in the files, short duration, and success of personal attendance, being very highly satisfactory.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Moradabad, for his information, and that another copy be submitted to Government.

No. 316.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 12th February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter No. 2, dated 14th January 1861, from H. Vansittart, Esquire, Judge of Bareilly, submitting his report on the Administration of Civil Justice in that district during the year 1860, accompanied by the prescribed statements.

1. The state of the regular files is shewn in the following table:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	398	391	68	87	229	268	0	0	95	112
Principal S. Ameen, ...	202	296	237	403	329	386	0	0	92	191
Moonsiffs,...	2837	3955	2052	3285	3602	4603	0	0	1122	481
Total,...	3437	4642	2357	3775	4160	5257	0	0	1309	784
Increase,...	0	1205	0	0	1803	1482	0	0	0	0
Decrease,...	0	0	0	0	0	0	0	0	0	525

2. The number of cases instituted in 1860 has increased by 1,205 over the number brought on the file in 1859. The Court however remark, that this increase is only nominal, being owing to the transfer, on 1st January 1860, of the Moonsiffees of Suheswan and Bissowlee* from zillah Shahjehanpore to Bareilly. As the number of suits instituted in these two Moonsiffees alone in 1859 amounted to 2,160, it follows that there has been a *real* decrease of 1,002 cases instituted in Bareilly in 1860. No explanation has been given of this falling of, which pertains almost entirely to the Courts of the Moonsiffs. The Court presume that the same causes have led to the reduced income of the files here as elsewhere.

* *Alias* Islamnugger.

3. In like manner there is *apparently* a large increase of 1,803 cases decided on trial, and 1,482 finally disposed of, which, on the same principle of calculation, become converted into a *real* increase of 145 of the one, and a decrease of 599 of the other. At the same time, it is noticeable that the work performed by the Judge has increased threefold, as compared with the returns of 1859,—cases decided on trial having increased from 68 to 229, and others, finally disposed of, from 87 to 268. The work performed by the Principal Sudder Ameen also shews a considerable increase* in the number of cases decided on trial.

NOTE.—In 1859, the following cases were decided on trial, and finally disposed of :—

	Decided on trial.	Finally disposed of.
Suheswan, ...	939	1,231
Bissowlee, ...	719	850
Total, ...	1,658	2,081

* 92 cases.

4. The Court observe with satisfaction that no cases were on the file on 1st January 1860, which had been pending more than one year.

5. The pending files have been reduced from 1,309 to 784, which amounts to about two months' work, calculated at the average rate of work for the year.

6. The state of the miscellaneous files was as follows :—

Courts.	Instituted.		Decided.				Pending above one year.		Total pending on 1st Jany.	
			1859.		1860.					
	1859.	1860.	Decided on merits	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	2007	3097	1961	1983	3010	3060	0	0	55	111
Principal S. Ameen, ...	2650	1675	2498	2820	1315	1630	1	0	98	203
S. Ameen,...	34	0	0	132	0	0	0	0	0	0
Moonsiffs,...	2976	4303	1856	3104	3036	5007	1	0	973	798
Total, ...	7667	9075	6315	8039	7361	9697	2	0	1126	1112
Increase,...	0	1408	0	0	1046	1658	0	0	0	0
Decrease,...	0	0	0	0	0	0	0	2	0	14

7. There is a nominal increase of 1,408 miscellaneous cases instituted, but this increase is entirely owing to the increase of jurisdiction ; and the connected result, taking into account the two Moonsiffees transferred from Shahjehanpore, gives a diminution of 776 cases instituted during the year under review. The number of cases filed in the Judge's Court have very largely increased,* and those on the file of the Principal Sudder Ameen have decreased in a corresponding ratio ;† so that here also, as in the case of the regular files, the falling off has been in the Moonsiffs' Courts.

* Increase 1,090.

† Decrease 975.

8. The amount of miscellaneous work disposed of, assuming the corrected average, has very largely increased, the number of cases decided on their merits by 193, and those finally disposed of by 1,658, the increase being shared in by all the Courts, except that of the Principal Sudder Ameen, which exhibits a falling off of 1,183, in the number of cases decided on the merits.

9. The miscellaneous pending files shew a reduction of 14, as compared with 1859, and none of the cases had been pending more than a year on 1st January 1860 which is satisfactory.

10. The number of appeals preferred under Act X. of 1859, with their results, is shown in the following Table:—

Names and Official Designations.	Pending at close of 1859.	Instituted in 1860.	Confirmed.	Reversed or Modified.	Razeenamah.
J. D. Inglis, Esq., Collector of Bareilly, ...	0	4	1	1	2
H. R. Clarke, Esq., Deputy Collector, ...	1	6	2	3	0
Moonshee Goolzaree Lall, ditto ditto, ...	0	3	1	0	1
Sheikh Khyr-ood-deen, ditto ditto, ...	0	5	0	0	0
A. C. Lyall, Esq., Deputy Collector, of Pillibheet,	0	1	0	0	0
S. M. Moens, Esq., Deputy Collector, Bareilly,	0	1	0	0	0
J. Clarke, Esq., ditto ditto, ...	0	1	0	0	0
Total, ...	1	21	4	4	3

11. Regarding *ex parte* and confession of judgment cases, which have increased in a larger proportion than cases decided on evidence in presence of the parties, the Judge says:—"I have no official reason to distrust the confessions of judgment; as regards the *ex parte* decisions, they are numerous, but not one appeal against them has been instituted under Section 119, Act VIII. of 1859."

12. Of Moulvie Mahomed Kasim Ali Khan, Principal Sudder Ameen, a statement of whose appeals are given in the margin, Mr. Vansittart reports as follows: "The Principal Sudder Ameen's Court has not disposed of work with that rapidity which might be expected. It is known to the Judge that Moulvie Kasim Ali Khan is advanced in age. He looks nearer 70 than 64, and latterly has been a great sufferer in health; yet his attendance in Court is early and regular. He will have completed the full time of service, qualifying him for the higher pension, next November, when it is his intention to retire. Admitting that a younger man might give a greater assistance towards disposing of appeals from Moonsiffs, and might more vigorously and rapidly decide his own suits, yet it would be difficult for his successor to merit a higher name for honesty of purpose, and assiduous attention to his duties. Nor is it possible that Government can wish to find fault with this Native Judge, now that he has to sit but a few months more on the bench. It is fair to add, that while the work in other Judgeships may diminish, the number of value of suits instituted before the Principal Sudder Ameen will, in my opinion, progressively increase, seeing that the Special Commission is now closed."

Appeals preferred in 1860.	Confirmed.	Reversed or modified.
44	22	12

12½. The Court consider the Judge's remark to be a just compliment to this old deserving Officer of Government, and to be well merited by him. At the same time

the delay alluded to average, of 6 months 14 days per suit, is certainly excessive. They however observe, that if the suits decided by the Principal Sudder Ameen are appeals transferred from the Judge's file under Section 6, Act VIII. of 1859, the Principal Sudder Ameen would not be responsible for their duration during the time they were pending on the Judge's file; but they presume that this cannot, in any case, have been long, else in justice to the Principal Sudder Ameen, it would not have been mentioned: though no further orders would therefore now seem necessary, the Court hope for very great improvement in the current year.

13. The following general statement shews the comparative results of the Civil duty performed by the Moonsiffs during the year 1860.

Zillahs.	Number.	Moonsiff.	Moonsiff.	Average Number of regular cases finally disposed of per mensem.	Per-centage of cases appealed to those finally disposed of.	Per-centage reversed or modified of appealed cases.	Number of days work left pending at close of year, estimated at average rate of work during prior year.	Average duration of suits.	Per-centage of cases in which one or both parties personally attended, to total number finally disposed of.	Remarks.
							M. D.	M. D.		
Bareilly.	1	Bareilly,	Abdool Basit Khan,	53	8	35	0 28	1 26	33	
	2	Do. Suburbs,	Jugdumba Pershad,	56	7	45	2 5	1 23	87	
	3	Pillibheet,	Muksood Ali Khan,	24	10	30	1 2	1 18	36	
	4	Beesulpore,	Mukhun Lall, ...	30	9	6	2 28	1 3	54	
	5	Suheswan,	Umanut Hossein,...	71	9	34	1 23	2 22	15	
	6	Islamnugger,	Wuzeer-ood-deen,	64	6	39	1 2	3 18	33	
			Total, ...	298	49	0	9 28	12 20	0	
			Average, ...	49	8	37	1 17	2 0	42	

14. Mr. Vansittart states that he has had no reason lately to be dissatisfied with Lalla Mukhun Lall, Moonsiff of Beesulpore, and requests that that officer be transferred to Suheswan, and the Moonsiff of Suheswan be sent elsewhere. The Court have however lately transferred Mukhun Lall to another district, at the instance of Government. Moulvie Muksood Ali Khan, Moonsiff of Pillibheet, is stated to be "an energetic man, who feels much his comparative idleness."

14½. Moulvie Abdool Basit is said to maintain his good repute, and to be a popular Judge in a city notorious for its intrigues. Moonshee Jugdumba Pershad, Moonsiff of the Suburbs of Bareilly, has given the Judge entire satisfaction. "His ability is undoubted, and he has become more prudent in his decisions."

14½. The Judge distrusts the ability of the Moonsiff of Suheswan.

15½. There have been no committals for false verification of plaints under Section 24, Act VIII. of 1859; "one hasty committal," Mr. Vansittart remarks, "would cause "a panic; and no cases have been brought forward that, on full legal evidence, are "wilfully and falsely verified: allowing always a margin for exaggeration or suppression, "where self-interest is concerned, there is some caution shewn by the Pleaders."

The Court concur generally in the above views, but they observe that the principle may be carried too far, and where the provisions of the law become wholly inoperative, in a district not hitherto noted for honest suits, they are disposed to think that there is room for doubt that it has been so.

16. The following statement shews the average duration of suits in the various Courts of this district :—

	Months.	*Days.*
Judge's Court, ...	5	24
Principal Sudder Ameen's ditto, ...	6	14
Moonsiff, Bareilly, ...	1	26
Suburbs, ditto, ...	1	23
Beesulpore, ...	1	18
Pillibheet, ...	1	3
Islamnugger, ...	2	22
Suheswan, ...	3	18

16½. In explanation of the average in his own Court, Mr. Vansittart states, that "for 15 days during the trial of Khan Bahadoor Khan, and for some 30 days during my absence on leave, and in reality for 15 days in November, subsequent to the holidays, (when litigants, pleaders, and witnesses, because of the local fair on the Ganges, would not willingly attend the Judge's Civil Court) was closed. If the average of duration is larger than would be wished, the number of regular suits tried on their merits, many of them under the tedious system of the old laws, is treble the number that were tried in 1859, and many of the summary suits (which in 1860 were as 2 to 1 as regards decisions in 1859) relating to papers lost during the mutiny, were more troublesome than regular suits; and all the miscellaneous cases were adjudicated by myself." The Court entirely accept the Judge's explanation of the delay in his own Court; that in the Moonsiffees of Suheswan and Islamnugger appears excessive, and demands explanation. The delay in the Principal Sudder Ameen's Court has already been alluded to in paragraph 10.

17. The Statement, shewing the extent to which the personal attendance of parties to suits was obtained, shews results upon the whole satisfactory. The Judge remarks, that "parties willingly attend when the suit is of value, or when the distance is not very great. Thus at Bareilly, in the subordinate Court of the city, we have a right to expect a large personal attendance; in the Courts of the suburbs a smaller." The Court however note that the return does not quite bear out the Judge's expectation. The per-centage of attendance cases, to those of non-attendance for the Moonsiff of Bareilly being only 33, while in the suburbs is 87. The other per-centage of personal attendance are respectively as follows :—

Principal Sudder Ameen's Court, ...	59
Judge's Court, ...	56
Moonsiff, Beesulpore, ...	56
Ditto, Pillibheet, ...	36
Ditto, Islamnugger, ...	33
Ditto, Suheswan, ...	15

17½. In regard to the Judge's own Court, Mr. Vansittart remarks, that it is rarely he decides a case, wherein one or other parties are not present; and he accounts for the comparative smallness of his average, by the fact that Mr. Inglis, while Officiating as Judge, in two months decided 85 regular appeals, having personal attendance only in one case. He further observes :—"Although the long distance to be travelled by litigants in the local Court of Suheswan may deter some persons, yet it probably

is more the fault of that Native Judge, than want of will of suitors or defendants. For undoubtedly the new law is in this respect most popular; and speaking of my own Court, I can affirm that litigants, winning or losing, quit with satisfaction, when they have stood side by side with their pleaders, and heard their own case argued."

18. The Court unanimously concur with the Judge in the foregoing remarks. The Moonsiff of Suheswan should be rebuked for his neglect of the fundamental principle of Act VIII. of 1859.

18½. The number of debtors imprisoned for debt, in execution of decrees, was 50. On this subject Mr. Vansittart remarks:—"The year has just been one of trial to the poor, but of profit to the peasantry; the number of debtors is comparatively large, but as in 1859 the Jail accommodation was very indifferent; I almost always refused, in that year, to sanction imprisonment for debt." In the opinion of the Court, there is no reason to suppose that the power given by Act VIII. of 1859 to subordinate Courts has been abused.

19. The new system of tullubana and muzkooree peons has been satisfactorily worked by Mr. Vansittart in zillah Bareilly, and there is exhibited a net surplus of Rs. 372-14-6. There has been some needless loss by the too long maintenance of an excessive number of peons in the Moonsiffee of Pillibheet; but doubtless as more experience is gained in working the system, this error will be avoided.

20. The Judge states, that in 45 cases the permanent alienation of landed property has been avoided by recourse to the provisions of Section 244, Act VIII. of 1859. The Court record their satisfaction at the effect thus given to this mitigated measure of duress. At the same time they hope that in enforcing the process of this Section, the rights of decree-holders have been duly respected.

21. It is gratifying to learn that the written statements, now filed in Bareilly, are generally short. The Judge states that the Courts of appeal are trusting more and more to *vivâ voce* arguments.

22. The comparative bulk of files is said to be less now by 25 per cent., with a tendency to diminish. It is not clear, however, whether this statement has been based on an actual examination of records belonging to separate Courts, as it should have been; elsewhere, the Judges do not report so considerable a decrease.

23. Mr. Vansittart decided 14 regular suits, and 19 summary ones, of those withdrawn to his file during the year, which is a satisfactory result. The pleaders of Bareilly are said to be opposed to the Judge with drawing cases from the Moonsiffs on their files.

24. The Judge remarks:—"With reference to Act X. of 1859, it necessarily will reduce the Moonsiffs' files say by 20 per cent. We may expect the work of the native Judges will grow lighter after the current year; the coming action of Act XIV. of 1859 will cause a temporary increase, as when debtors refuse to write out *de novo* their bonds, it is understood the creditors (unwilling to sue during these days of distress) are now the less resolute to protect themselves by a large and immediate institution of plaints. On the other hand, Act X. is not popular among the poorer classes, the loss of time (which is money) in attendance at the Sudder Stations being great, and the value of the suit small: to speak frankly, the Civil Court was more independent in the eyes of suitors, seeing that a tehseeldar can now more or less have the opportunity of reporting on the case for trial: again, in appeal, these decisions of the Revenue Authorities are criticised by regular and practical pleaders; whereas they are primarily instituted by common attorneys. "The Court would be glad to learn

whether the Superintending Revenue Authority, the Commissioner, concurs in opinion with the Judge on this point.

25. Mr. Vansittart has proposed certain arrangements and alterations of jurisdiction, consequent on the contemplated abolition of the Beesulpore Moonsiffee, which, in his opinion, is no longer required. This subject is not however one which can be conveniently discussed in the Resolution passed upon an Annual Report, and Mr. Vansittart should lose no time in submitting a separate report on the changes proposed by him, with figured data, and a sketch map, shewing the old and new jurisdictions, after communicating his sentiments to, and consulting with the Commissioner.

26. The Court are glad to share the Judge's opinion that the changes effected by recent legislation is diminishing the unpopularity of our Civil Courts.

27. Mr. Vansittart observes that "there is a certain unsettlement in the minds of the more worthy servants of Government, and thus Moulvie Aboo Basit had requested me to recommend him as a Deputy Collector, more especially with reference to Act X. of 1859, which now is, in my opinion, irregularly construed. It is supposed that the Small Cause Courts will eventually be extended to these Provinces, whereby the Native Judgeships will be absorbed. On the other hand, the mass of suits being below 500 in value, the absolute negative of the right of appeal is not, in my opinion, contemplated with satisfaction by the people. It is argued that the best and most conscientious Judge is not always unbiassed or infallible, and does not adjudicate the worse; that his decision, if irregular, faulty, hasty, or inequitable, is open to review." The Court are of opinion that there is a good deal of truth in these arguments; and they have already recorded their sentiments in the general question of Small Cause Courts to Government.

28. There were 13 cases decided under Act XL. of 1858. "No exception is taken," Mr. Vansittart remarks, "to the provisions that an infant shall attain majority at 18. But the pleaders are unanimous, that were the provisions of the Act to be declared compulsory, much misery might be caused to the people, with no corresponding advantage. The interests of a minor are now well protected as regards real property, for none will buy it; and matters connected with guardianship and management are now generally selected out of Court." The Court would defer comment on the above extract, till the submission of the general report to Government on the special working of Act XL. of 1858.

29. The Stamp Return shews a net gain to Government of Rupees 14,938, after defraying the cost of *subordinate* Civil salaries and establishments from the income derived from Stamps.

30. The total value of suits, original and appeal, litigated in zillah Bareilly during the year, amounted to Rs. 18,98,893, and the costs to Rs. 98,454, giving an average per-centage of costs to value of Rs. 5.

31. This subject is at present under the consideration of the Court, and instructions will shortly issue on the matter.

32. Mr. Vansittart was Judge of the district throughout the year, and sat 131 days for the disposal of Civil business. The Court regard the Civil Administration of this district to be generally successful, and Mr. Vansittart well entitled to their acknowledgments.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Bareilly, for his information, and that another copy be submitted to Government.

No. 357 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces, Agra, dated the 18th February* 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esquires.

Offg. Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 5, dated the 28th ultimo, from H. P. Fane, Esq., Officiating Judge of Shahjehanpore, submitting his report on the Administration of Civil Justice in that district during the year 1860, accompanied by the prescribed statements.

1. The state of the Civil files were as follows :—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
	1859.	860.	1859.		1860.		Above one year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860	1861	1860	1861
Judge, ...	301	303	18	41	77	100	0	0	70	84
Principal Sudder Ameen, ...	288	337	289	358	473	518	0	0	226	229
Sudder Ameen, ...	0	0	0	0	0	0	0	0	0	0
Moonsiffs, ...	6644	4081	5463	7119	3670	4287	3	1	1355	524
Total, ...	7233	4781	5770	7518	4220	4905	3	1	1651	837
Increase, ...	0	0	0	0	0	0	0	0	0	0
Decrease, ...	0	2452	0	0	1550	2613	0	2	0	814

2. After taking into account the number of suits instituted during 1859, in the Moonsiffees of Suheswan and Bissowlee, or Islamnugger, which were transferred from Bareilly to Shahjehanpore, from 1st January 1860, an actual decrease of 292* regular suits and appeals is exhibited in 1860. The falling off has been in the Moonsiffs' Courts only, and the Judge attributes it to an excess of suits instituted in 1859, owing to the opening of the Courts after an interval of a year and a half, during which few suits could be instituted, in consequence of the disturbed state of the country.

* 1859.
Institutions in Suheswan, 1,228
Ditto in Islamnugger, 932
Total, 2,160
Deduct gross increase of zillah Shajehanpore 1860, ... 2,452
Net decrease, ... 292
Which shew a total decrease of 403
(1.)—On trial,
Gross decrease in 1860, ... 1,550
Decided by 2 Moonsiffees:
Transferred in 1859, ... 1,658
Net decrease, ... 108
(2.)—Finally disposed of—
Gross decrease, ... 2,613
Finally disposed of by the transferred Moonsiffees in 1859, 2,081
Net decrease, ... 532

3. In like manner, the actual difference in the amount of work performed is a decrease of 108 cases decided on trial, and increase of 532 finally disposed of.

3½. The Court remark, that the Civil work done by both Mr. Wynyard and Mr. Fane was exceedingly small, the explanation of which is given in a note to Statement No. 1., Part I., in which it is attributed to the amount of Criminal and Miscellaneous

Civil work performed. Mr. Wynyard was Judge three months and ten days; Mr. Fane, eight months and five days. Mr. Wynyard's average of cases decided on trial is four monthly, and Mr. Fane's eight. The general average of cases disposed of is also eight. The Court recognize the existence of a heavy pressure of Criminal work.

4. The Court notice with satisfaction that there was only one case of old standing pending on a Moonsiff's file, and that this had been remanded for trial on appeal.

5. The files in this Department shew a decrease* of 137 cases, after suitable deduction on account of the transferred Moonsiffees, which is not altogether unsatisfactory, though the income of suits had also somewhat diminished.

* Gross decrease, 814 apparent.
Pending on files of transferred Moonsiffees at close of 1859, 677
Net decrease, ... 37

6. The following was the state of the miscellaneous files :—

Courts.	Instituted.		Decided.				Pending.			
			1859.		1860.		Above one year.		Total pending on 1st January.	
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	4046	3663	4788	4824	3754	3814	0	0	229	103
Principal Sudder Ameen, ...	1054	951	850	1020	746	983	0	0	111	114
Sudder Ameen,	0	0	0	0	0	0	0	0	0	0
Moonsiffs, ...	10388	8602	7187	11770	5653	9053	0	1	1881	1062
Total,...	15488	13216	12825	17614	10153	13850	0	1	2221	1279
Increase, ...	0	0	0	0	0	0	0	1	0	0
Decrease,...	0	2272	0	0	2672	3764	0	0	0	942

7. The income of miscellaneous suits shews an *actual* decrease of 169 cases, as compared with the previous year, when deduction is made for the transferred Moonsiffees.

* Gross decrease, (apparent,) 2,272
Instituted in 1859 in the transferred Moonsiffees, ... 2,103
Net decrease, ... 169

† Gross decrease (apparent), ... 2672
Deduct transferred Moonsiffees' decisions in 1859, ... 853
Net decrease, ... 1819

Apparent decrease, ... 942
Pending on files of transferred Moonsiffees at close of 1859, 640
Net decrease, ... 302

† The amount of work performed has however diminished in a still greater ratio, as the number of cases decided on their merits exhibits a falling off of 1,819*, and those finally disposed of, a decrease of 1,759 similarly. The pending files, which show a gross apparent decrease of 942 cases, have only in reality diminished by 302 cases, caused by the falling off in the number of suits instituted.

8. The Officiating Judge explains the cause of the fewness of decrees executed in 1859, which had been noticed with disapprobation by the Court in their Resolution of last year, to have been owing to the fact, that many of these cases had been re-instituted from the files of 1857, and the decree-holders failed to prosecute them, from the hopelessness of finding assets in possession after the disturbances.

From the annexed table, it would appear that there is a considerable improvement in regard to the number of cases completely executed in 1860. The Court notice this improved result with satisfaction.

	Completely executed.	*Partially.*	*Struck off.*
In 1859,	... 728	... 664	... 2,791
In 1860,	... 1,405	... 925	... 1,762

9. The result of the appeals preferred from the decisions of the Revenue Authorities under Act X. of 1859 was as follows :—

	Appeals.	*Confirmed.*	*Reversed.*
Mr. H. D. Willock, Deputy Collector, Shahjehanpore, ...	2	0	0
Mr. M. Sandys, Assistant Collector, Shahjehanpore, ...	1	1	0
Munowur-ool-zuma, Deputy Collector, Shahjehanpore, ...	4	2	0
Mr. C. P. Carmichael, Officiating Collector, Budaon, ...	6	3	0

10. Mr. Fane reports that Roy Soondur Lall, Principal Sudder Ameen, has disposed of a large amount of work; and considering the large sums involved, the appeals against his decisions have been few. "He is an officer of much experience and good judgment, and I have formed a very favorable opinion of his character."

Appeals.	Confirmed.	Reversed or modified.
53	18	7

The Principal Sudder Ameen, the Court are of opinion, merits the praise awarded to him. He has performed a large amount of work, having disposed of, on an average, 43 cases per mensem. Though his number of pending cases is large, amounting to no less than 5 months' work, the Court do not attribute blame to him on that account, observing that 3-4ths of the appeals from Moonsiffs have been transferred to his file. When the Judge takes his share of these, the Principal Sudder Ameen's file will soon be relieved. The average duration of suits in the Principal Sudder Ameen's Court is favorable. The only point in which he appears to have been unsuccessful, is in his personal attendance of parties, which is much below the Court's expectation; viz. 14 per cent. In this they look for improvement.

11. The Judge makes favorable mention of all the Moonsiffs*, excepting Mahomed Busher-ood-deen, Moonsiff of Jellalabad, "whose work he thinks shews less favorably than that of others." The Court observe that the amount of work performed by the Moonsiffs of this district, compared with the arrears left pending on their files at the close of the year, is creditable to them, and shews the work in Shahjehanpore not to be light. On an average 50 cases per mensem have been finally disposed of by each Moonsiff, while in the Eastern Budaon† Moonsiffee, the average number of cases so

* Juggunnath, Shahjehanpore.
Zuhoor Hossein, Tilhur.
Amooddeen, Powain.
Rehmut-oollah.
Nawab Roy, also Western Budaon, } Eastern Budaon.
Kalka Pershad.
Neaz Mahomed Khan, Datagunge.

† 1st January, 8th May, Rehmut-oollah.
9th May, 5th August, Nawab Roy.
6th August, 31st December, Kalka Pershad.

disposed of amounts to 71 per mensem, and in Shahjehanpore* to 63 per mensem. The average number of cases appealed is but 6 per cent., and of reversals to number appealed 23 per cent., which is favorable. Busher-ood-deen does not make the worst shew in these appeal averages. The work left pending amounts to but one month and seventeen days' work on the whole average, the greatest proportion being on the file of Zuhoor Hossein, Moonsiff of Tilhur, and these do not exceed two months six and days. The Court regard this result as very favorable. The duration of cases in these Courts is also very favorable, being no more than one month and twenty-two days on average, the highest average being that of Nawab Roy, Moonsiff of Western Budaon ; but he has also disposed of the largest number of cases, and was in charge of two Moonsiffees for some time. Busher-ood-deen of Jellalabad, shews well; here also, one month and six days being his average duration. In applying the fundamental principle of Act VIII. of 1859 there has also been much success, the proportion of personal attendance of the Moonsiff of Powain, 32 per cent., being the least favorable : generally, the Court consider the results shewn by the return of the Moonsiffs' work of a very satisfactory character.

* Lalla Juggunnath.

Moonsiffee.	Moonsiff.	Average number of regular cases finally disposed of per mensem.	Per-centage cases appealed to those finally disposed of.	Per-centage reversed or modified of appeals.	Number of day's work left pending at close of year, estimated by average rate of work performed in past year.		Average duration of suits.		Per-centage of cases in which one or both parties were personally present, to total number finally disposed of.
					M.	D.	M.	D.	
Shahjehanpore, ...	Juggunnath, ...	63	9	14	1	5	2	16	62
Tilhur, ...	Zuhoor Hossein, ...	42	7	20	2	6	1	6	79
Jellalabad, ...	Busher-ood-deen, ...	41	8	33		28	1	6	70
Powaine, ...	Amooddeen, ...	41	3	5	1	13	1	25	32
E. Budaon, ...	Rehmut-oollah, ... Nawab Roy, ... Kalka Pershad, ...	71	5	30	1	3	1	17	57
W. Budaon, ...	Nawab Roy, ...	53	11	37	2	0	2	21	50
Datagunge, ...	Neaz Mahomed Khan, ...	42	2	20	1	21	1	4	95
	Average, ...	50	6	23	1	17	1	22	73

12. The Moonsiffs of Jellalabad, Tilhur, Powain and Datagunge, Busher-ood-deen, Zuhoor Hossein, Amooddeen and Neaz Mahomed Khan, are particularly mentioned by Mr. Fane, "as having paid the greatest attention in giving effect to the terms of Act VIII. of 1859."

13. Cases of confession of judgment, which are more numerous than in the preceding year, are reported to have been *bona fide* and genuine, and the increase has been accounted for, "by the defendants having, in many instances during the past year, been summoned and questioned by the Moonsiffs as to the truth of the claims brought against them."

14. Very few instances of disregard of the provisions of Act VIII. of 1859 appear to have come under Mr. Fane's notice, who states that the decisions of the subordinate Judges, and the pleadings by which the Court apprehend Mr. Fane to mean statements of the vakeels, are not now unnecessarily prolix.

15. The Judge, in paragraph 20 of his letter, notices some points of Act VIII., in which he thinks the construction doubtful, or requiring correction. The Court however observe, that the Annual Administration Report is no longer a fitting occasion for such discussions, and matters of this nature should be referred separately.

16. Mr. Fane reports that only one case of punishment for false verification and forgery occurred under Section 24, Act VIII. of 1859, which was followed by conviction. He adds, that he considers the subordinate Judges have shewn a wise discretion in not committing for false verifications of plaints, except in palpable and undeniable instances. In this sentiment the Court concur. At the same time, considering the very extensive prevalence of the evil, which Section 24 was intended to check, and that only one case occurred in the first year, in a district with so many Courts as Shahjehanpore, they are inclined rather to fear the insufficient exercise of the power, than the over-exercise of it during the past year.

17. The average duration of suits was as follows:—

	Months.	*Days.*
Judge's Court, ...	4	0
Principal Sudder Ameen, ...	2	9
Moonsiff, Shahjehanpore, ...	2	16
Tilhur, ...	1	6
Jellalabad, ...	1	6
Powain, ...	1	25
Eastern Budaon, ...	1	17
Western ditto, ...	2	21
Datagunge, ...	1	4

The Judge states, that the long average in his own Court is chiefly "owing to the retention on the file of 5 cases of appeal, two of which were twice returned for further enquiry and measurement of lands, and all of which turned on the same point." The Court however observe, that the Judge has had very few cases on his file, and has decided a very small number. His average duration is 4 months (that of the Principal Sudder Ameen, who has got through much more work, being 2 months and 9 days). They regard the result in the Judge's Court as unsatisfactory, and look for better results during the current year.

18. The per-centage of cases of personal attendance to total cases disposed of was as wollows:—

Principal Sudder Ameen 14; *Moonsiff Powaine* 32; *Moonsiff Western Budaon* 50; *Eastern Budaon* 57; *ditto Shahjehanpore* 62; *Jellalabad* 70; *Tilhur* 79; *Dattagunge* 95.

This return is very satisfactory as regards the Moonsiffs, but very much the reverse in the case of the Principal Sudder Ameen, Soondur Lall, who has only attained a per-centage 14 of personal attendance in the cases disposed of by him.

19. Debtors in Jail have increased from 18 in 1859, to 37 in 1860, but the smallness of the number imprisoned in 1859 is said to be owing to the destruction of old decrees, and the plunder of property during the mutinies, and no cases of illegal imprisonment, or of indiscreet exercise of the power vested by these Sections in the subordinate Judges were brought to the Judge's notice.

20. The instructions contained in Circular Order No. 25, dated 28th August 1860, regarding the provisions of Section 244, Act VIII. of 1859, have been acted upon in 8 instances, and in no instances have the suggestions of the Revenue Authorities been disregarded, the arrangement effected by them having in each case been payment

of the decree by instalments, (with the consent of the decree-holders) with one or more securities.

The Court request the Judge to ascertain and inform them as to the number of sales of estates paying revenue to Government, which were made in execution of decrees during the year.

21. The Court notice with satisfaction the diminished bulk of the records of cases decided since the introduction of Act VIII. of 1859, the number of papers in 30 such misls being found to be 513, as compared with 762 papers in older cases.

22. No original suit was withdrawn either by Mr. Wynyard or Mr. Fane during the year. The Court hope the Judge will find leisure to do so this year.

23. The Judge states, that though Act X. of 1859 may be said to have had some effect in reducing the files of the Moonsiffs, yet the effect produced was not so great as might be supposed, from the circumstance, that rent cases in Shahjehanpore formed a comparatively small proportion of the suits instituted in Moonsiffs' Courts, as per marginal table. Mr. Fane could not recommend any immediate reduction in the number of Moonsiffs.

Rent cases instituted in first 7 months of 1859.

Shahjehanpore, Powain, ... Datagunge, ...	Moonsiffees.	
Tilhur, ...	Do.	5
Jellalabad, ...	Do.	7
Eastern Budaon,	Do.	8
Western Do.	Do.	4
	Total,	24

24. The new system of tullubana has been tolerably well worked by Mr. Fane, and after providing for the demands of the Public Service, shews a small surplus of Rs. 46-13-5 in deposit.

The Judge, however, has not been sufficiently careful to proportion the establishments of his subordinate Courts to their ordinary income. It is abundantly clear that the ordinary income of Western Budaon Moonsiffee will not pay for 27 peons, nor that of Eastern Budaon for 26 muzkoorees. These should have been reduced in time, and the Judge would not then have had to shew a deficit of expenditure above income in Western Budaon of nearly 400, and elsewhere of other considerable sums. With reference to the remark at paragraph 30 of the Report, the Court's instructions provide, that the establishments of each Court should be fixed, and be maintained within its ordinary expenditure, so as to shew always a small surplus. Ordinarily, it is not the intention of the Court that the surplus of one Court's receipts should provide for an extravagant establishment maintained in another Court. But extraordinary deficits arising from temporary causes may be provided for. To meet such, however, the above instructions of each Court, ordinarily shewing a small surplus, must be strictly attended to.

25. Deducting the Court of the Zillah Judge, which has been improperly included in the calculation by Mr. Fane, the net gain to Government realized from the sale of Stamps in subordinate Civil Courts, after providing for their cost, amounted to Rs. 19,541-1-1.

26. The total value of suits, original and appeal, litigated in zillah Shahjehanpore within the year, amounted to Rs. 6,55,297-2-2, and the costs to Rs. 95,488-4-1, being an average per-centage of costs to value of Rs. 14, and of costs to suits of Rs. 19. This subject is at present under the Court's consideration, and further instructions may shortly be expected.

27. Mr. Wynyard was Judge of the district from 1st January to 9th April. Mr. Fane officiated as Judge from 21st April to the end of the year. Both Judges sat 135 days for the disposal of Civil business.

28. The returns of the subordinate Courts, Principal Sudder Ameen, and Moonsin this district, are highly satisfactory and creditable to the officers employed, and to the superintendance exercised by Messrs. Wynyard and Fane. In regard to the work actually performed by the Judges, the amount got through, is certainly below the Court's expectation. They readily admit, however, the interruption from heavy Criminal duties, and they hope that the Judge will find more leisure for Civil duties in the current year.

ORDERED.—That a copy of this Resolution be forwarded to the Judge of Shahjehanpore for his information, and that another copy be submitted to Government.

No. 367 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 26th February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 34, dated the 8th instant, from Alexander Ross, Esquire, Civil Judge of Agra, submitting his Report on the Administration of Civil Justice in that district during the year 1860, accompanied by the prescribed statements.

1. The state of the regular files was as follows :—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total p ending	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	296	304	37	60	144	165	40	19	246	302
Princpl. Sud. Ameen,	188	137	192	226	258	298	40	54	208	145
Sudder Ameen, ...	75	68	59	75	65	82	0	2	32	23
Moonsiffs, ...	5,416	4,190	4,242	5,917	3,358	4,443	1	0	932	678
Total, ...	5,975	4,699	4,530	6,278	3,825	4,988	81	75	1,418	1,148
Increase, ...	0	0	0	0	0	0	0	0	0	0
Decrease, ...	0	1,276	0	0	705	1,290	0	6	0	270

2. There has been a decrease of 1,276 in the number of suits instituted. This falling off is confined to the Courts subordinate to the Judge, and is attributed by the Judge to the operation of Act X. of 1859. The Court observe that there were, in 1859, 734 suits connected with rent. They incline to think that the operation of Act X. of 1859, and the distressed state of the population from famine, are the causes to which the decrease may be referrible.

3. Despite the long time during which the office of Judge has been vacant, there is an increase of 105 cases disposed of by the Judge, and 272 by the Principal Sudder Ameen. The Court however observe, that Mr. Lyons, during the year under review, has only attained an average of 25 cases disposed of per mensem, while his pending file would, at this rate, take six months to clear. They regard this average of work performed to be too small. Excuse may doubtless be found for Mr. Lyons, in his having held charge of the Judge's Office, and in the fact of his proximate retirement. The Court expect better results this year.

The work disposed of by the Moonsiffs gives a fair average of 46 cases disposed of each month, while at this rate the arrears pending on their files will not occupy two months to clear. The Judge's file is heavy, containing 302 cases; but of these, the large majority of cases, viz. 258, are such as could be disposed of by the Principal Sudder Ameen, and the Court recommend the Judge to make over this class of cases to the Principal Sudder Ameen for disposal.

4. The state of the files of the two Superior Courts, in respect to suits pending for more than a year, remains, the Court regret to observe, in a highly unsatisfactory condition. The Judge has indeed succeeded in reducing his files of such long cases by more than one half; but the number of such cases has increased in the Court of the Principal Sudder Ameen by nearly one-third. The Court observe, that when the file is in an oppressed condition, they expect the greater exertion on the part of the Principal Sudder Ameen to restore it to a sound and healthy state. They have indeed proposed, that Mr. Lyons should be continued for some time as additional Principal Sudder Ameen, to assist in disposing of the accumulated Civil work; but they expect, from his exertions, better results than are shewn in these returns.

5. The miscellaneous files were as follows :—

Courts.	Instituted.		Decided.				Pending.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending on 1st Jany.	
			Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	4598	4602	4290	4453	4558	4631	0	0	371	342
Principal S. Ameen, ...	804	953	89	786	116	923	0	0	116	150
S. Ameen,...	452	1087	351	477	622	1175	0	0	219	139
Moonsiffs,...	6886	5464	3016	7160	2686	5858	0	0	925	865
Total, ...	12740	12106	7746	12876	7982	12587	0	0	1631	1496
Increase, ...	0	0	0	0	236	0	0	0	0	0
Decrease, ...	0	634	0	0	0	289	0	0	0	135

6. There is a decrease of 634 miscellaneous cases instituted during the year, the falling off occurring solely in the Moonsiff's Court, where the decrease alone amounts to 1,422 cases.

In like manner the diminution of 289 cases, finally disposed of, is confined to the Courts of the Moonsiffs, the amount of work performed by the other Courts being in excess of the previous year.

7. The Court notice with satisfaction that there were no miscellaneous cases on the files, of longer standing than twelve months.

8. The pending files have been reduced by 135 cases, which is owing to the diminished income of suits, so far as the Moonsiffs' Courts are concerned.

9. Mr. Ross states that he does not feel himself in a position to pronounce an opinion on the character and qualifications of any of the subordinate Judges. He observes:—"Mr. Lyons, the Principal Sudder Ameen, is about shortly to retire on a pension, after a long and honorable course of service. The highly favourable opinion entertained of him by my predecessor, Mr. Thornhill, stands recorded in the Civil Administration Report submitted last year."

Appeals.	Confirmed.	Adjusted.
6	5	1.

The Court have above expressed their opinion, that the amount of work got through by Mr. Lyons is small. The result of appeals, they observe with satisfaction, to be very favorable. The average duration of suits, 11½ months, cannot but be regarded as exceedingly unfavorable, though brought about in part by causes beyond Mr. Lyons's control. The number of cases in which the parties personally attended shews a low average; viz. 26 per cent., which is less than any of the other subordinate Courts in the district. The Court have pleasure in renewing, on the eve of Mr. Lyons's retirement, the expression of the high character with which he leaves the service.

10. In all but the duration of suits the results, as shewn by the returns, are favorable to Mahomed Subee-ood-deen, who discharges both the Sudder Ameen's duties, and those of Moonsiff of Muttra city and its environs; he has disposed, on an average, of 48 Sudder Ameen and Moonsiffee cases per menseen, leaving, at that rate of work, arrears of about two months' work. His personal attendance cases shew a sufficient per-centage; *i. e.* 57. But the duration of his Sudder Ameen cases is too long, and as he has but few of them, this delay, which allows of an average of five months and two days, should be explained. The duration of his cases, disposed of as Moonsiff, is also above the average of Moonsiffs.

Appeals.	Confirmed.	Reversed.
60	35	13

11. The following Statement exhibits the general results of the work performed by the Moonsiffs in this district.

Moonsiffee.	Moonsiff.	Average number, regular cases finally disposed of per mensem.	Per-centage cases appertaining to those finally disposed of.	Per-centage reversed or modified of appealed cases.	Number of day's work left pending at close of year, at average rate of work performed in past year.	Average duration of suits.	Per-centage of cases in which one or both parties personally attended, to total number finally disposed of.
					M. D.	M. D.	
Agra, 1st, ...	Gunput Roy, ...	38	8	16	1 26	1 2	
Ditto, 2nd, ...	Gopaul Sahoy, ...	53	4	25	2 5	2 4	75
Muttra, ...	Subee-ood-deen, ...	41	8	29	1 19	2 15	75
Futtehpore Seekree, ...	Nizam Ali Khan, ...	65	6	32	1 7	3 15	65
	Salamut Ali, ...						
Futtiabad, ...	Moulvie Ali Bux, ...	52	4	13	2 6	2 20	24
	Nizam Ali Khan, ...						21
	Salamut Ali, ...						
Etmadpore, ...	Kunhya Lall, ...	38	4	13	2 13	1 8	
	Mukhun Lall, ...						22
Julaisur, ...	Mahomed Buksh, ...	50	3	25	1 15	2 4	61
Maat, ...	Kunhya Lall, ...	31	4	13	1 23	1 1	91
	Mukhun Lall, ...						
	Average, ...	46	5	20	1 25	2 1	54

12. The work in the Moonsiffees of Agra, though not heavy, is yet sufficient, giving an average, including the 82 cases decided by Subee-ood-deen in his capacity of Sudder Ameen, of 54 cases disposed of. There is, however, a good deal of inequality in the pressure of work in each Moonsiffee, and the Court think that the Judge might probably be able to propose, in a separate report, some modifications of jurisdiction, which would tend to equalize the charges, without too much disturbing existing boundaries. Thus of two Moonsiffs in the city of Agra, one has an average of 38 to 53 of the other Court. Probably some modification of the line of boundary, which separates the Moonsiffees, might readily suggest itself to the Judge, by which the charges might be made more equal.

Again, the Maat and Julaisur Moonsiffees adjoin, but the first has 31 cases to 50 of the latter.

13. The Moonsiffs have got through a good deal of work, and the proportion of arrears left pending on their files, which is less than two months' work, is satisfactory. The proportion of appeals, and of decisions modified or reversed, is on the whole satisfactory; the least good average of reversals per cent., viz. 32 attained, being that of the Moonsiffs of Futtehpore Seekree, Nizam Ali and Salamut Ali, which cannot be considered bad. The average duration of suits is generally good. That of the Moonsiff of Futtehpore Seekree, averaging three months and fifteen days, is however too high, and will, it is hoped, this year be reduced. The average of the Moonsiffs of Futtiabad and Muttra, viz. two months and twenty days, and two months and fifteen days, respectively, do not shew well alongside of the lower averages obtained by the other Moonsiffs' Courts.

14. The results shewn by the statement of personal attendance are generally good. In the case of three Moonsiffees, however, viz. Nizam Ali and Salamut Ali of Futtehpore Seekree, the same Moonsiffs and Ali Buksh at Futtiabad Moonsiffee, and Kunniah Lall and Mukhun Lall at Etmadpore, the results varying from 21 to 24 per cent. of personal attendance are not satisfactory. The Court incline to think that these three returns have perhaps been differently prepared; and the Judge is requested to enquire and report the result. If there has been no difference in the mode of preparation, it should be stated what is the difference in practice, which has produced the differing results.

15. With respect to the inadequacy of the accommodation possessed by the Moonsiff of Etmadpore, the Court await the Judge's report as to the feasibility of some more convenient arrangement being made.

16. There were 1,493 suits decided on confession of judgment during the year; and Mr. Ross states that the subordinate Judges, without exception, declare their conviction, that in almost all instances these were *bona fide*, and not collusive.

17. The Court learn with some surprise that no instances have occurred of commitment for false verification of plaint, under Section 24, Act VIII. of 1859.

18. The average duration of suits is shewn in the following table:—

	Years.	*Months.*	*Days.*
Judge, ...	1	0	6
Principal Sudder Ameen, ...	0	11	5
Sudder Ameen, ...	0	5	2
1st Moonsiff, Agra, ...	0	1	2
2nd Ditto, Agra, ...	0	2	4
Moonsiff, Muttra, ...	0	2	15
Ditto, Futtehpore, ...	0	3	15

					Years.	*Months.*	*Days.*
Moonsiff,	Futtiabad,	...	...	...	0	2	20
Ditto,	Etmadpore,	...	...	...	0	1	8
Ditto,	Julaisur,	...	...	...	0	2	4
Ditto,	Maat,	...	...	...	0	1	1

The Court have already remarked on this subject, as affecting the Principal Sudder Ameen and subordinate Courts. It remains to notice that of the Judge's Court. This is highly unsatisfactory, exceeding one year. The Court however are aware, that it has resulted from causes wholly beyond the control of the Officers who have been in charge. They hope, however, that by devolving on his subordinates such duties as can be performed by them, as above suggested, much better results will be attained in the current year; and that the legacy of arrears left by Mr. M. B. Thornhill may be finally got rid of.

19. There were 44 debtors imprisoned in execution of decrees during the year under review. Mr. Ross states that the provisions of the New Code appear to have made little perceptible difference in this respect, and the Court do not believe that any abuse in the exercise of their powers of imprisonment for debt on the part of subordinate Judges have occurred during the year.

20. No instances of realization of decrees by the temporary alienation of landed property, at the suggestion of the Revenue Authorities, occurred; but there were 26 cases in which arrangements for the realization of decrees by instalments, on good security, were recommended by the Revenue Authorities, in 20 of which the recommendation of the Collector was approved of.

21. In 30 cases appertaining to the Moonsiffs' Courts of 1858, and in a similar number of 1860, the Judge found that while the average number of papers in those cases remained much the same, the bulk of the records had considerably decreased.

The Court believe that this will often be found to be effects of the new Law of Procedure

22. Twelve original suits were decided by the Judge during the year.

23. On the operation of Act X. of 1859 Mr. Ross observes: "This Act should operate in two ways; *first*, in diminishing the number of original suits on the files of the Moonsiffs; and *secondly*, in giving rise to a new class of appeals in the Judge's Court. The effect of the Act in the former respect is marked, the number of suits in the subordinate Courts having been diminished by 1,284. The number of appeals from the Revenue Courts has been unexpectedly few,—only five in all, indicating either that suits exceeding Rs. 100 are few in number, or that the people are generally satisfied with the decisions of the Revenue Authorities, when they exceed that amount, as well as in all other kinds of suits appealable to the Judge."

The Court have already recorded their remarks on this subject in paragraph 2 of the Resolution.

24. The new system of tullubana has not been worked successfully in Agra as elsewhere. The Principal Sudder Ameen in charge does not seem to have given his attention sufficiently to carry out the provisions of the system. It is true that the results shew a small surplus of Rs. 109, but in consequence of the maintenance of an excessive number of peons in some Courts beyond their tullubana income, there has been a deficit, which has resulted in the peons receiving not a fixed wage, but pay varying with income. The Court in their orders on the returns for the last quarter, have pointed out this error, and directed its correction. The general principle of the present system is, that the number of peons of each Court should be regulated by its wants, of which, of course, the measure is the tullubana income; and that only

in exceptional and extraordinary occasions, which can be specially accounted for, should the expense of any one Court be allowed to exceed its income.

25. The statement shewing the personal attendance of parties to suits has already been remarked upon in treating of the several officers subordinate to the Judge. The per-centages of personal attendance to total number of cases disposed of are shewn marginally.

Mukhun Lall, Moonsiff of Maat,	...	91 per cent.
Gunput Roy, 1st ditto of Agra, Gopaul Sahoy, 2nd ditto of ditto,	...	75 ditto.
Mahomed Suhee-ood-deen, ditto of Muttra,	...	65 ditto.
Mahomed Buksh, ditto of Julaisur,	...	61 ditto.
Mahomed Suhee-ood-deen, Sudder Ameen of Muttra,	...	57 ditto.
Mr. J. P. Lyons, Prin. Sudder Ameen of Agra,		26 ditto.
Salamut Ali, Moonsiff of Futtehpore,	...	24 ditto.
Kunhya Lall, Moonsiff of Etmadpore,	...	22 ditto.
Nizam Ali Khan, Moonsiff of Futtiabad,	...	21 ditto.

26. The net gain to Government, realized from the sale of Stamps in the Courts subordinate to the Judge, after deduction of the costs of those Courts, amounted in Zillah Agra to Rs. 9,959-1-3.

27. The total value of suits, original and appeal, litigated during the year, amounted to Rs. 7,09,756-15-9, and the costs to Rs. 1,09,146-11-11, giving an average per-centage of costs to value of Rs. 15, and an average of costs to suits of Rs. 22. This subject will be treated separately.

28. Mr. Ross complains that the Sudder Ameen of Muttra, and the Moonsiffs of Futtehpore and Maat evinced singular stupidity and carelessness in failing to submit their statements at once free from mistakes. The Court desire that their displeasure may be notified to these officers, who should be informed, that it is their duty to have their return in such a state of forwardness before the close of the year as to require only entry of the December totals, and the totals of the twelve months at the year's end. The Judge is requested to call upon his subordinate Judges, excepting the Principal Sudder Ameen, to explain why they delayed so long to submit replies to the proceedings of the Judge, calling on them to furnish information on the several points detailed in the Court's Circular No. 33, dated 20th November 1860.

29. Mr. M. B. Thornhill officiated as Judge of the district from 1st January to 3rd March 1860, and Mr. E. M. Wylly was Judge from 4th March to 4th October, the office of Judge being vacant from the latter date till the close of the year. The Judges sat 189 days for the disposal of Civil business.

30. While the Court (Messrs. Morgan, Gubbins and Lean) acknowledge with pleasure the good results which have attended the 7 months of Mr. Wylly's industrious and able superintendence in improving the state of this Judgeship, received by him in so embarrassed a condition from Mr. Thornhill, they regret to notice that much remains to be done before the Civil administration can be said to be in a satisfactory condition. They have however every confidence in the zeal and ability of Mr. Ross, now officiating as Judge, and anticipate the best results from his charge of the district.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Agra, for his information, and that another copy be submitted to Government.

No. 286 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces, on the Report of R. Spankie, Esquire, Officiating Judge of Furruckabad, No.* 8, *dated* 16*th January* 1861, *on the Civil Administration of Zillah Furruckabad for the Year* 1860.

Dated Agra, the 13*th February* 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

1. The following Abstract shews the state of the regular files :

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	406	433	265	287	130	137	1	1	51	221
P. S. Ameen, ...	216	307	436	532	315	384	0	1	114	135
Moonsiffs, ...	5,057	5,011	4,469	5,832	3,983	4,893	5	2	629	743
Total, ...	5,679	5,751	5,170	6,651	4,428	5,414	6	4	794	1,099
Increase, ...	0	72	0	0	0	0	0	0	0	345
Decrease, ...	0	0	0	0	742	1,237	0	2	0	0

2. There has been an increase of 72 regular suits and appeals instituted during the year, as compared with the preceding one; but this increase in the case of regular suits has been confined to the Court of the Principal Sudder Ameen, the number of cases instituted in the Courts of the Moonsiffs having decreased by 46 cases. This small falling off appears to have been confined to the three Moonsiffees of Kaimgunj, Doondwara, and Kunouj, the Moonsiffs of Kaimgunj and Doondwara consider that the high prices of food, and the operation of Act X. of 1859, may have affected their files. The Judge concurs with the Moonsiff of Kunouj, in attributing the diminution to the latter cause, stating, that during 1860, 56 cases of appeals, from orders passed, under Act X. of 1859, were instituted in his Court, and that there has been a considerable increase of summary suits on the Collector's file as per annexed marginal table referring to the Moonsiffees of Kaimgunj and Kunouj, which exhibits a total increase of 611 cases in 1860, as compared with those instituted in the year 1858, and

	2nd-half of 1858 cases.	1st-half 1859.	Whole of 1860.
Three pergunnahs forming Kaimgunj Moonsiffee, ...	255	123	584
Two pergunnahs forming Kunouj Moonsiffee, ...	366	122	793

1859. It is possible, however, that the 2nd-half of 1858 was below the average. On the whole, the Court are disposed to think, that both the causes alluded to by the Judge, viz. the prevailing scarcity, and Act X. of 1859, have conduced to the decrease of the regular files.

3. There is a large decrease in the number of original suits and appeals decided on trial and finally disposed of, amounting to 742 of the former, and 1,237 of the latter. The decrease in the Judge's Court,* has been sufficiently explained by the fact, that for nearly eight months of the year there was no Judge in the district. In regard to the Principal Sudder Ameen's work, which has diminished to the extent noted marginally; the Judge states that the Principal Sudder Ameen was obliged to take leave after the holidays on account of his health, and during the time of his absence, cases which had been fixed for trial were not heard. The Court remark with dissatisfaction, that in the Court of Ikram Hossein, Moonsiff of Chubramow, there was a falling off of 153 cases decided, though there was an increase of 123 suits instituted, and that no adequate explanation on the point has been given by Ikram Hossein.

* 135 and 150.

Cases 121 decided on trial, 148 finally disposed of.

4. The number of cases pending longer than one year has been reduced from 6 to 4. The two cases of this description in the Moonsiffs' Courts are stated to have been returned for re-trial by Mr. Bayley, and the others will shortly be disposed of.

5. Deducting the cases pending on the Judge's file as exceptional, there were 918 cases pending on 1st January last in the Courts of the Subordinate Judges as compared with 743 for the previous year. The only Officer whose files were not heavier at the close of the year than at the commencement, was Kuramut-oollah of Doondwara, whose income of suits was however less than in the previous year. Ikram Hossein, Moonsiff of Chubramow, had no less than 205 cases pending on his file, or nearly one-fourth of the cases disposed of by him, which is not creditable to the expedition of that officer. On the other hand, Nasir Ali Khan's pending cases were not more than one-fourteenth of those which he decided.

6. The state of the Miscellaneous file is exhibited in the following Tabular Form :—

Courts.	Instituted.		Decided.				Pending.			
			1859.		1860.		Above one Year.		Total pending on 1st January.	
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	9,626	9,160	9,546	9,584	9,017	9,028	0	1	98	230
P. S. Ameen,	1,645	1,689	1,518	1,717	1,374	1,641	0	0	101	154
Moonsiffs, ...	8,039	10,019	5,251	82,82	5,718	9,628	1	2	973	1,479
Total, ...	19,310	20,868	16,315	19,583	16,109	20,297	1	3	1,192	1,863
Increase, ...	0	558	0	0	0	714	0	2	0	691
Decrease, ...	0	0	0	0	206	0	0	0	0	0

There has been an increase of 558 cases instituted, the increase being almost entirely confined to the Moonsiffs' Courts. Cases decided on the merits have, however, decreased by 206, though those finally disposed of have increased to 714. The Judge reports that the attention of the Moonsiffs of Kaimgunj and Doondwara, has been called to the two cases that have been pending in their Courts more than a year, and that the case in his own Court will be disposed of shortly. The Court trust that the Judge will stimulate his subordinates to a speedy reduction of the large number of 1,633 cases which were pending in their Courts at the close of the year. The files of Kuramut-oollah, Moonsiff of Doondwara, are especially heavy.

7. Of Mahomed Tujjummool Hossein, the Principal Sudder Ameen, Mr. Spankie remarks, that he himself has been in charge of the office of Judge for too short a period to justify him in giving any opinion on the merits and qualifications of this officer, who is at present in exceedingly bad health. Eighty-four appeals were preferred from his decisions, of which 17 were comfirmed and 6 reversed. The Court have lately recommended the Government to grant the leave of absence on sick certificate, which has been applied for by Tujjummool Hossein, and to depute Cazee Inayut Hossein to act during his absence.

8. The Judge has reserved any expression of his views regarding the qualifications of the Moonsiffs until longer experience of their work shall enable him to do so with justice. The Court entirely concur with Mr. Spankie in thinking, that the result* of the appeals preferred from the orders of Ikram Hoossein, Moonsiff of Chubramow, is not creditable to that officer.

* Preferred.	Confirmed.	Reversed.
59	15	26

9. (1.)—The Judge reports that the Registers were found in a satisfactory condition.

(2.)—Some progress has been made towards the restoration of order in the Record room, and Mr. Spankie intimates his intention of taking an early opportunity of examining the records, not as yet placed on the racks, for which, as far as he can judge, there is no room at present. The Court will be glad to hear the results of Mr. Spankie's inspection.

In regard to misls already arranged, it is satisfactory to learn, that considerable progress has been made in carrying out the Court's published instructions.

(3.)—The Libraries, Gazettes, and Character Books are reported to be in good order and properly kept up, and

(4.)—The Securities of the Nazir are stated to have been duly revised.

10. The following topics of general interest are noticed by the Judge.

First.—In regard to *Confessions of Judgment,* the total number of such cases have slightly diminished, being 1,307 in 1860, and 1,399 in 1859. The greater number of these cases would appear to have occurred in the Moonsiffee of Doondwara, amounting to 459 against 470 in the previous year. The Court have nothing to add to their remarks recorded on the subject in last year's Resolution.

11. *Second.*—On the subject of punishment of false verification of plaint, the Judge reports, that the during year one committal only was made, at the instance of

the Moonsiff of Kaimgunj, which resulted in conviction. Three cases, however, are stated to have been "sent up from the Moonsiff of Doondwara, in two of which cases the parties were released by Mr. Bayley, and in the 3rd by Mr. Spankie. This would seem to evince a want of discretion on the part of Kuramut-oollah, Moonsiff of Doondwara. The Court, however, reserve further remark on the subject, till they have before them a general return for all the zillahs of these provinces.

12. *Thirdly.*—The average durtion of suits is exhibited in the following table :—

	Months.	Days.
Judge's Court, ...	3	22
Mahomed Tujjummool Hossein, Principal Sudder Ameen,	4	11
Nasir Ali Khan, Moonsiff, Southern Division, ...	0	22
Abdool Kyoom, Moonsiff, Northern Division, ...	0	25
Zakir Hossein, Moonsiff, Kaimgunj, ...	0	26
Kuramut-oollah, Moonsiff, Doondwara, ...	1	6
Ikram Hossein, Moonsiff, Chubramow, ...	1	29
Hursahoy, Moonsiff, Kunouj.	1	7

13. Some explanation, the Court remarks, should have been submitted regarding the high average of the Principal Sudder Ameen's Court. Much difference, too, is observable in the average duration of suits in the Courts of the Moonsiffs ; the longest duration of cases being in the Moonsiffee of Chibramow, viz. one month twenty-nine days, and the shortest in that of the Southern Division. The Court are aware, that the cause of these differences may be partly accounted for by the fact, that the Moonsiffees exhibiting the lowest averages are generally city ones, and *vice versa*, but the discrepancies should have been accounted for.

14. *Fourthly.*—The statement No. 16, shewing the extent to which the personal attendance of parties to suits was obtained, shews exceedingly diverse results. The greatest proportion of personal attendance has been attained by Hursuhoy, Moonsiff of Kunouj, in whose Court the personal attendance cases are 90 per cent. of the whole. The next in success are the two City Moonsiffs, Nasir Ali Khan, and Abdool Kyoom, in whose Courts the personal attendance cases amount to 34 per cent. of those decided. The Court observe, that it was to be expected that the City Moonsiffees would shew a larger proportion of such cases than rural Courts, and they think with the Judge, that the proportion in the City and other Moonsiffees, is lower than could be desired, though that for Kunouj may possibly be unduly high. The Principal Sudder Ameen should be called on to explain the low proportion of attendance cases in his Court, amounting to only 14 per cent. of the whole.

15. *Fifthly.*—The Judge reports, that the number of cases of imprisonment for debt by order of subordinate Judges has largely increased, the total number imprisoned having amounted to 118, as contrasted with 3 for the previous year. The Judge, however, has not stated that the increase is owing to any abuse of the new power conferred on the Native Judges. The Court think it will be satisfactory to have a detail in future of the Courts ordering imprisonment of debtors, and a Circular to this effect will shortly be issued.

16. *Sixthly.*—The Judge states that there has been no occasion to stop a sale on the representation of the Collector, under the provisions of Section 244, Act VIII. of 1859, though the Collector has, innumerous cases, on receipt of orders of sale, effected arrangement between the parties. The Court regard this result with satisfaction.

17. *Seventhly.*—On the subject of the bulk of records, the Judge tested 30 misls before and after the introduction of Act VIII. of 1859, and found that there were 595 papers under the former system, and 519 under the present. The difference, though slight, shows that some improvement has been obtained towards reducing the bulk of legal documents, and the Court have little doubt, that, had words been counted, the difference would have been still greater.

18. The Court are glad to learn that the written statements, which have come under the Judge's observation, have been sufficiently free from prolixity and argument.

19. *Eighthly.*—Mr. Spankie has explained, that he has not had any opportunity of calling up original suits from the subordinate Courts, and he states that Mr. Bayley, his predecessor, took 6 cases from the files of the Principal Sudder Ameen, of which he decided 4, and returned 2. The Court regard the Judge's explanation as satisfactory, Mr. Spankie having only received charge of his duties on the 7th December.

20. *Ninthly.*—The Judge apprehends that it would be premature to suggest any reduction in the number of the Moonsiffees, with reference to the operation of Act X. of 1859. On this subject the Court reserve a full expression of their opinion, till they are in possession of the Comparative General Returns for the other zillahs of these Provinces; but they observe that the number of suits, both regular and miscellaneous, appear to have increased, instead of having diminished.

21. *Tenthly.*—The results of the new system of tullubana and muzkooree peons, introduced under the Court's Circular No. 15, dated 9th July 1859, are highly satisfactory, exhibiting a surplus of Rs. 2,727-1-7, less deficit Rs. 124-12-6, leaving a net surplus on the nine months' management, after providing sufficiently for the service of processes, of Rs. 2,602-5-1.

22. The net gain to Government realized from the income of Stamps sold in subordinate Courts, after defraying the cost of those Courts, amounted, in Furruckabad, to Rs. 19,361-13-0 during the year under review.

23. The total value of suits, original and appeal, litigated in the district during the year, amounted to Rs. 7,96,594, and the cost to Rs. 91,933-5-3, giving an average per-centage of costs to value of Rs. 11½.

24. The Court observe that Mr. E. C. Bayley held the office of Judge from 1st January to 10th April 1860. On a review of the general results obtained, the Court have pleasure in expressing their opinion, that Mr. Bayley deserves high credit for his diligence; but they remark that full credit cannot be done to him, without comparing his work in the General Zillah Return with that of other Judges. The Court regret much the loss of Mr. Bayley's services, which have been exceedingly valuable.

25. They remark, further, that Mr. Spankie has begun work energetically, and, judging from his able exertions in Seharunpore, the Court have every hope that his expectation of clearing off the arrears, which have accumulated during the vacancy of this Judgeship, will be fulfilled.

ORDERED,—That a copy of this Resolution be forwarded to the Officiating Judge of Furruckabad, for his information, and that another copy be submitted to Government.

No. 425 OF 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated 2nd March 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 2, dated 19th January 1861, from J. H. Batten, Esq., Judge of Mynpoory, submitting his Report on the Administration of Civil Justice in that district during the year 1860, accompanied by the prescribed statements.

1. State of regular files is shewn in the following abstract:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	157	233	40	53	54	59	0	0	39	62
P. S. Ameen, ...	105	123	233	253	263	284	0	0	56	50
Moonsiffs, ...	3,080	2,531	2,683	3,345	2,358	2,749	0	0	422	221
Total, ...	3,342	2,887	2,956	3,651	2,675	3,092	0	0	517	333

The Judge attributes the decrease of 457 in the number of suits instituted in the year under review, "directly to the transfer of suits for rent to the Revenue Courts "under Act X. of 1859, and indirectly to the general depressed state of the population, "owing to bad seasons, (creditors not seeing any use in suing parties who have "no assets,)" and also in "a slight degree to ignorance and inexperience on the subject "of the new Code of Civil Procedure." In this explanation the Court are disposed to concur.

2. The Judge and Principal Sudder Ameen have disposed finally of more cases than in the preceding year; there is a falling off, however, in the total number of cases so disposed of, more than corresponding with the decrease of cases instituted, the former being less by 559, than the corresponding number in 1859, and the latter shewing, as above stated, a decrease of 455 only. This falling of is confined to the Courts of the Moonsiffs, and has not been explained. On looking to the state of the files of each Moonsiffee, it appears that the Moonsiff of Mynpoory, Kunhya Lall, has performed a far larger share of duty than any other, while his pending file amounts to but one-seventeenth of the cases disposed of by him during the year. The Moonsiff of Phuppoond, Koondun Lall, has cleared his file of all but three cases. The largest number of cases pending is with Mahomed Yaheea, Moonsiff of Etawah, and amounts to one-eighth of his year's work. The Court have already submitted a superannuation pension application for this infirm Officer.

3. The Court observe with satisfaction that there is not one case on the regular files of any of the Courts of zillah Mynpoory, which had been pending more than a twelve-month at the close of the year.

4. The following memorandum shews the year's results in respect to the miscellaneous cases :—

Courts.	Instituted.		Decided.				Pending.			
			1859.		1860.		Above one year.		Total pending on 1st January.	
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	150	118	121	132	171	172	19	0	112	133
P. S. Ameen, ...	188	243	85	198	106	231	0	0	37	70
Moonsiffs, ...	2,937	3,215	1,529	3,022	1,818	3,144	1	1	346	417
Total, ...	3,275	3,576	1,735	3,352	2,095	3,547	20	1	495	620
Increase, ...	0	301	0	0	360	195	0	0	0	125
Decrease, ...	0	0	0	0	0	0	0	19	0	0

There has been an increase of 301 cases instituted, and of 195 cases finally disposed of; while the files are heavier at the close of 1860 by 125 cases. The Court however remark with pleasure, that the number of cases pending above a year has been reduced to a unit, belonging to a Moonsiff's Court.

5. The Judge has made favorable mention of the Principal Sudder Ameen, Mahomed Hussun Khan, observing that "that officer maintains his good character for the conscientious and painstaking discharge of his duty." Pointing out that eight only out of the decisions of the Principal Sudder Ameen, modified or reversed, were passed by Mahomed Hussun Khan. The Court entirely concur in the commendation recorded by the Judge, and share his good opinion of this deserving Officer.

6. Among the Moonsiffs, the Judge notices favorably, Kunhya Lall, Moonsiff of Mynpoory, whose large proportion of cases, finally disposed of, has above been mentioned. Kumal-ood-deen, Moonsiff of Shekoabad, and Nujjuf Khan, Moonsiff of Etah, who maintains, Mr. Batten observes, his previous acknowledged high character. In these favorable notices the Court gladly concur.

7. Mahomed Yaheea, Moonsiff of Etawah, is on the eve of retiring on a pension, on account of ill-health, and will appear before a Medical Committee after the end of March.

8. The Judge was informed, on the 24th November last, that the Court had no objection to the proposed change of appointments between the Moonsiffs of Phuppoond and Sirdhana, and Mr. Batten was requested to report again on the subject in the end of January. This report will now be awaited.

9. The Judge reports that—

I.—The Registration Books are duly kept up.

II.—The Record Offices are in good order, racks only being wanted, which are commenced upon.

III.—The several Libraries, and files of *Gazettes*, are properly kept, and that a Character-book has been established; and—

IV.—That the securities of subordinate officials, who are required to furnish them, have been examined, or are under revision.

10. Upon topics of general significance the Judge remarks :—

First.—In respect to *Confessions of Judgment*, that in the past year 1,206 suits were so decided, and that "the Moonsiff of Etah, in whose Court the greatest number "of Ikbaldawa cases are recorded, distinctly asserts, with the majority of his brother "Judges, that no collusive confessions have come to his knowledge. The Moonsiff of "Phuppoond brings to notice one case, out of 163, in which there was a great suspi-"cion of deceit." On the 21st March last, Mr. Batten had reported his own opinion much to the same effect, and as this subject has already, on former occasions, received sufficient notice, the Court think it enough to observe, that the result of last year's experience in zillah Mynpoory confirms the view already taken by the Court and by the Government on the subject of Confessions.

11. *Secondly.*—On the subject of punishment for false verification of plaint written, and statements under Section 24, Act VIII. of 1859, the Judge reports, that during the year one committal only was made, which ended in acquittal. The Court will probably record some further observations on this important subject, when they have before them a general return for all the zillahs of the committals and convictions made in the North Western Provinces under this Section. It is here sufficient to remark, that they concur entirely in the opinion expressed by Mr. Batten, "that this Section of the new Code ought to be handled with the greatest delicacy."

12. *Thirdly.*—The Statement (No. 13), shewing average duration of suits, shews the following general results :—

	Months.	*Days.*
In Judge's Court, ...	11	7
Principal Sudder Ameen's Court, ...	2	6
Moonsiffs' Court, ...	1	9

The duration of suits in the Judge's Court is undoubtedly much too long, on which subject Mr. Batten has remarked, that "the average length of time for suits in the "Judge's Court has been somewhat increased by the disposal of cases belonging to "1858, and the earlier part of 1859, which were found on the file when I took charge: "but it is fair to admit, that Civil suits and appeals are not decided in my Court so "quickly as I could wish them to be, owing to the pressure of Sessions business; and "during the year under report, my deputation to Futtehgurh took up the time which "had been reserved for the despatch of Civil Court business. But I hope to shew a "much better statement for the current year." This excuse the Court accept, as fully borne out by the peculiar circumstances attending the Civil administration of Mynpoory in the past year; and they are quite satisfied, that the long duration of cases arose from causes which were beyond the Judge's control.

13. Much difference, the Court remark, is observable in the average duration of suits in the Courts of the Moonsiffs, the longest duration of cases being in the Moonsiffee of Mynpoory, viz., 2 months and 15 days, and the shortest in the Moonsiffee of Etah, where it averaged 22 days only. In Phuppoond, also, a low average of 26 days was attained. The Court will be glad to receive from the Judge such explanation of this great difference as he may be able to offer, after making the necessary enquiry. They notice, however, that the Moonsiff of Mynpoory, who has the longest average duration, got through also by far the most work, having decided, on an average, 70 cases per mensem. In the Etah Moonsiffee, on the other hand, the cases disposed of averaged 50 only, and in Phuppoond no more than 30.

14. *Fourthly.*—The Statement (No. 16) shewing the extent to which the personal attendance of parties to suit was obtained, shews results upon the whole satisfactory. In the Courts of the Judge, Principal Sudder Ameen, and Moonsiff of Shekoabad, parties have attended in about half the number of cases disposed of. In the Mynpoory and Etawah Moonsiffees, this personal attendance cases amounts to three-fourths. The Moonsiffees of Phuppoond and Etah shew exceptional results. In the former there was personal attendance in 364 out of 375 cases, leading to the impression that parties may have been unduly harassed, while in the Etah Moonsiffee personal attendance was obtained in one-fourth only of the cases disposed of. The Judge explains this low average however by the remark, that "it would appear that "the Etah Moonsiff has not included in his return of personal attendance the parties "who have attested confessions of plaint without having been summoned." As the Etah Moonsiffee Return is thereby vitiated, the Court request the Judge to cause a corrected statement to be submitted at an early date. They will also be glad to receive the Judge's opinion on the almost universal personal attendance obtaining at Phuppoond.

15. *Fifthly.*—There were 22 debtors confined in Jail in 1860, to 17 confined in 1859, and 11 in 1858. The Judge "does not think this increase to be owing to any "abuse of their new powers by the Native Judges. Indeed, they appear to be rather "timid on the subject of imprisonment, and would be glad if the Judge were again to "be consulted in every case." Nothing in respect to the operation of Sections 273 to 283 of Act VIII. in zillah Mynpoory has come before the Court, to lead them to come to any different conclusion from that here given by Mr. Batten.

16. *Sixthly.*—In respect to the operation of Section 244, Act VIII., the Judge makes the following remark :—"In 20 cases the Revenue Officers have made repre-"sentations to the Civil Courts in this Judgeship, that the public sale of land would "be objectionable, and have proposed arrangements under security for the liquidation "of decrees for money. In 10 of these cases the consent of the decree-holders has "been obtained, and 10 were still pending at the close of the year; of the 20 refer-"ences, 6 belonged to Etawah, and 14 to Mynpoory. During my approaching visit "to Etah, I will ascertain why no compromises have been effected in that district. "I may here remark that the spirit, rather than the letter, of Section 244, and of the "Government Circular No. 25, dated 14th August 1858, and the Court's Circular "Order No. 25, dated 28th idem, has been acted upon in the transactions referred "to, for the temporary alienation of the land or share, has by no means been made "a necessary condition of the recommended arrangements." The Court are glad to observe, that effect has been given in the two districts named to the provision made by Section 244 for mitigating the harsh enforcement of Civil decree, and request that the Judge will communicate the result of his promised enquiry at Etah. They further learn with satisfaction, that in the arrangements made and accepted by the decree-holders, temporary alienation of the landed property, even, was not found necessary.

17. *Seventhly.*—On the subject of the *bulk of records*, the Court observe, that the memorandum submitted by the Judge shews that the records of 1858 contained an average number of 19 separate papers, while the same average in 1860 was eighteen, one-third. Mr. Batten observes: "I do not attach much value to the result shewn by "the examination of the two sets of records which I happened to make. If an in- "crease of witnesses does take place under the new law, of course the bulk of the "record will increase also, and more than compensate for the absence of the old four "pleadings, &c." The Court observe that the subject is one of marked interest, and invite the further attention of the Judge to it. In the majority of replies received to their Circular Order No. 1945, dated 21st November 1860, an opinion is expressed that the number of witnesses summoned has not generally increased. The Mynpoory Returns themselves, however, are sufficient to suggest further enquiry, for it is shewn that the Moonsiff of Mynpoory's records average no more than 10 separate papers, while the average in other Courts is 22. If the lower average is possible in the one: it may not be found impossible to attain it in the others also. The Court observe, that the Judge "thinks that there is still much room for improvement in regard to pro- "lixity of argument and statement," and hope that he will continue to give his particular attention to the more complete correction of this evil.

18. *Eighthly.*—Mr. Batten has explained that "the state of the general busi- "ness of his Court has hitherto not admitted of his calling up cases from the Lower "Courts for decision in his own. During the coming year I hope to be able to con- "form to the instructions of the Court on this head. During the past year it would "have been unjust, at all events inconvenient to the suitors, if he had transferred "their cases to his file." The Court fully recognize the sufficiency of the excuse offered by the Judge.

19. *Ninthly.*—In regard to the operation of Act X. of 1859, the Judge makes the following observations, which the Court are entirely disposed to concur in: they refer, however, a more full expression of their opinion, until they are in possession of the sentiments of the other Judicial Officers of the Provinces. "I am not really at "present prepared to pronounce any exact opinion as to the operation of Act X. of "1859, in reducing the Civil Court files. I have already [paragraph 3] shewn, that "123 cases of rent were decided in 1859, and of course the statement of 1860 is "blank; but the effect of Act X., with all its provisions, will be to take many more "cases out of Court than those falling under the head of Rent. No. 4 Statement, "however, will shew the vast preponderance of suits for debts on bonds or otherwise "in all the Courts. These will still remain. From what I have myself seen and "heard of the operation of Act X. of 1859, in increasing the already heavy work of "the Collectors and their subordinates, I arrive at the opinion, that it would be better "to make all the Moonsiffs empowered Assistant Collectors, for the adjudication of "suits under Act X., than to abolish any Moonsiffs because of the Collectors."

20. *Tenthly.*—The result of the new system introduced from the 1st April last by the Court's Circular No. 8, dated 4th February 1860, of the payment of fixed salaries of Rs. 5 and 4 each to a reduced number of muzkoorees, which has been well superintended by Mr. Batten, exhibits a gross surplus of Rs. 511-7-6, less deficit Rs. 105-2-7¼, leaving a net surplus on the nine months' management of Rs. 406-4-11. The Court regard this result to be satisfactory, and thank Mr. Batten for his careful superintendence of the new system, which has worked here well.

21. *Eleventh.*—The net gain to Government realized from the income of Stamps sold in subordinate Courts, after defraying the costs of those Courts, amounted in Mynpoory to Rs. 3,585-6-4.

22. *Twelfth.*—The total value of suits original and appeal litigated in Zillah Mynpoory in the year under review, amounted to Rs. 4,14,276, and the costs to Rs. 38,201, giving an average per-centage of costs to value of Rs. 14.

23. On a review of the general results obtained, the Court have pleasure in expressing their opinion, that they are very creditable to Mr. Batten's superintendence. The Mynpoory Judgeship is one of the heaviest in the Provinces, involving superintendence of three distinct districts, viz., Mynpoory, Etawah and Etah, and Mr. Batten's predecessor found himself quite unequal to the discharge of the heavy duty Civil and Criminal, which this superintendence involved. There were heavy arrears on both sides when Mr. Batten took charge, and these have been, by Mr. Batten's industry worked off, and the Court see every reason to hope for the best results from his continued superintendence.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Mynpoory for his information, and that another copy be submitted to Government.

No. 403 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces,*
Dated Agra, the 23rd February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esquires.

Officiating Extra Judge,—E. M. Wylly, Esq.

Read a letter No. 38, dated 31st January 1861, from F. B. Pearson, Esq., Judge of Cawnpore, submitting his report on the Administration of Civil Justice in that district for the year 1860, accompanied by the prescribed Statements.

1. The state of the regular files was as follows :—

COURTS.	INSTITUTED		DECIDED.				PENDING.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	284	225	105	114	174	184	0	0	73	92
Principal Sudder Ameen, ...	35	65	118	137	77	89	0	0	5	10
Sudder Ameen,...	32	137	21	26	94	117	0	0	8	29
Moonsiffs, ...	1500	1850	1242	1674	1452	1862	1	0	167	155
Total, ...	1851	2277	1486	1951	1797	2252	1	0	253	286
Increase, ...	0	426	0	0	311	301	0	0	0	33
Decrease, ...	0	0	0	0	0	0	0	1	0	0

2. The number of cases instituted during the year has increased by 426, which is only less by 66 than the number instituted in 1856. It is worthy of notice, in contrast to the state of things prevailing in other zillahs, that the income of the Moonsiffs' Courts has considerably increased, and that the only Court which shows a falling off in this respect is the Judge's Court, which exhibits a slight decrease of 59 cases. The Judge's explanation of this increase will be found at paragraph 22 of this Resolution.

3. The Jugde states that the proportion of appeals to original suits is more than 10 per cent., and that more than one-half of the appeals which are preferred on insufficient grounds. He observes: "the value and benefit of the right of appeal are so great in my opinion that I should be sorry if the abuse of the privilege were to occasion its restrictions. The parties who appeal are often ignorant sanguine, rash, and easily misdirected; but were the vakeels attached to the Appellate Court uniformly high-minded and conscientious enough to decline the conduct of appeals in cases in which a favorable result cannot possibly be anticipated, there would be little room for complaint of such abuse. Unfortunately the less competent and respectable members of the bar are too prone to accept without demur the brief refused by those of a better stamp."

4. The amount of work disposed of is greater than it was in 1859, by 311 cases decided on trial, and 301 finally disposed of; but the pending files have somewhat increased (by 33), though the Moonsiffs, with considerably increased files, caused by the greater number of cases instituted, have effected a reduction of 12 cases, as compared with the number remaining on their files at the close of 1859.

The Court hope to see similar results in the other Courts during the current year

5. The Court learn with satisfaction that there were no cases of more than a twelvemonths' standing, pending on the files at the close of the year.

6. The following was the state of the miscellaneous files:—

Courts.	Instituted		Decided.				Pending.			
							Above one year.		Total pending on 1st January.	
	1859.	1860.	1859.		1860.		1859.	1860.	1860.	1861.
			Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.				
Judge, ...	2069	4477	1986	1993	4439	4496	0	0	61	43
Principal Sudder Ameen, ...	511	799	594	678	831	886	0	0	38	38
Sudder Ameen,... ...	55	386	26	66	307	368	0	0	24	65
Moonsiffs, ...	2405	3009	1730	2447	2268	3041	0	0	300	269
Total, ...	5040	8671	4336	5184	7845	8791	0	0	423	415
Increase, ...	0	3631	0	0	3509	3607	0	0	0	0
Decrease, ...	0	0	0	0	0	0	0	0	0	8

7. There was the very large increase of 3,631 miscellaneous cases instituted during the year, the cause of which has not been explained. The increase is spread over all the Courts. Notwithstanding this increase, the pending files in this department have been diminished by 8 cases, the amount of business disposed of having exceeded that performed in 1859 by no less than 3,509 cases decided on their merits, and 3,607 finally disposed of.

8. As Principal Sudder Ameen, Cazee Inayut Hossein disposed of 51 regular suits, and 26 appeals, of which 28 were appealed; 9 of these appeals being confirmed, and 10 reversed or modified. The Judge states that the Principal Sudder Ameen of Cawnpore used in former years to relieve the Judge of a considerable portion of his appellate duties; but that during the last two years, owing to that Officer being in charge of the Court of the Moonsiffee, 1st Division, his services had not been applied to the disposal of any large number of appeals, and thus the appeals from his own decisions as Moonsiff had necessarily to be reserved for the Judge's decision.

9. Regarding the conduct and qualifications of Cazee Inayut Hossein, Mr. Pearson observes:—"The results of his appeals in the two previous years,* can scarcely be considered to be of a favorable nature. Cazee Inayut Hossein, who has just been removed from this district, is a smart Officer, long trained, and much experienced in Judicial duties, and is not destitute of the needful acquirements and qualifications, which are not however considered by me to be of so high a character, as they are deemed by himself. His conceit of his own abilities and importance, owing perhaps to his sudden elevation to his present position, led him to regard himself as independent of control, and betrayed him into the misbehaviour which brought upon him the displeasure of the superior authorities. His judgment is often unsound; the style and tone of his decisions is apt to be flippant; and he is disposed to be summary and perfunctory in his mode of dealing with evidence and issues, and to evade, rather than to grapple with and master difficulties. It may however be mentioned as a circumstance, which tells in his favor, that his removal from this district appears to be regretted by the residents of the town of Cawnpore. He officiated as Sudder Ameen during the first Quarter of the year, and the result of his decisions in that capacity, and as Moonsiff, 1st Division, are noted marginally.

*1859. Confirmed 18. Reversed 15.

Disposed of.	Appeals.	Confirmed.	As Sudder Ameen. Reversed, &c. as Moonsiff
21	10	8	7
0	30	12	

10. The Court are of opinion that the Judge's remarks are fully borne out by the facts, and hope that Cazee Inayut Hossein will earn for himself at Furruckabad, by more careful discharge of his duties, and more respectful demeanour, a better report in the current year.

11. The Court observe further, that the Principal Sudder Ameen, in both his capacities, performed a good aggregate amount of work, his disposed of cases as Principal Sudder Ameen and as Moonsiff, averaging 42 per mensem, and his arrears pending being no more than two months and seven days.

The work falling to the share of the Sudder Ameen, and the Moonsiffs in Cawnpore being very light, *i. e.*, the average work of the former being only 9 cases, and the Moonsiffs' average only 30 per month, the Court would suggest to the Judge that if he requires the aid of the Principal Sudder Ameen to dispose of appeals, the work of the 1st Division Moonsiffee might easily, by re-distribution of Moonsiffees, be divided among the other Officers, whose average work would then only be raised to 43 cases per mensem.

12. Of Sheodial, Sudder Ameen, Mr. Pearson writes: "This Officer, who arrived in this district at the end of the first quarter of the year, appears to be well conducted, careful, and fairly efficient." In the 11th paragraph of his report, Mr. Pearson gives the following statement, shewing the result of the appeals preferred from his decisions as Sudder Ameen, and Moonsiff 2nd Division, respectively:—

Cases decided on trial.	Appeals.	Confirmed.	Reversed.
94	30	32	10

	Cases decided.	Appeals.	Confirmed.	Reversed, &c.
Sudder Ameen, ...	73	17	6	
Moonsiff, 2nd Division,..	158	25	10	2

13. The following table gives the general results attained by the Moonsiffs:—

Moonsiffbe.	Moonsiff.	Average number of regular cases finally disposed of per mensem.	Per-centage cases appealed to those finally disposed of.	Per-centage reversed or modified of appealed cases.	Number of days' work left pending at the close of the year, estimated by the average rate of work performed in past year.	Average duration of suits.	Per-centage of cases in which one or both the parties were present, to number finally disposed of.
					M. D.	M. D.	
1st Division,	Sumee-oollah Khan, Cazee Inayut Hossein, ...	35	9	37	1 7	1 14	81
2nd Ditto,	Sumee-oollah Khan Sheodial,... ...	19	16	18	1 3	1 25	35
3rd Ditto, ...	Hamid Hossein, ...	38	3	21	0 12	1 3	23
4th Ditto, ...	Nusur-oollah Khan,	31	5	27	1 17	1 22	98
5th Ditto, ...	Hafiz-ood-deen Ahmud, ...	30	7	26	0 17	0 28	75
	Average, ...	30	8	28	0 25	1 8	63

14. The Judge pronounces Sumee-oollah to be "an Officer of excellent ability and high promise." Hamid Hossein Khan, Moonsiff 3rd Division, is stated to be "an Officer of more than average ability, improved by much experience and practice, who continues to maintain the good character which he has heretofore borne elsewhere." In respect to this Moonsiff, Mr. Pearson makes the following observations:—"I lately ventured to bring his claims to promotion before the Court, who acknowledged his merits, but intimated that his promotion was barred by what had occurred at Bareilly in 1857. I cannot but regret that his legal acquittal, on account of that matter, should have left him liable to a penalty which must unavoidably have the effect of damping his zeal in the discharge of his official duties, and venture to hope that on some future occasion the Court may be induced to re-consider whether the remission of such a penalty is not equally advisable on grounds of equity and expediency." The Court observe that the Judge has misunderstood their orders in respect to Hamid Hossein. The unanimous sentiment of the Court towards this officer is this. They recognize his Judicial qualifications, and see no reason why these, zealously exercised, should not obtain for the Moonsiff eventual promotion. But they are of opinion that he has been too recently discharged from the bar of Criminal justice on charges in respect of which his conduct cannot be held to be above suspicion, to render it seemly or proper that his claims for preferment should be brought forward so soon after his restoration to the public service. He must be content for some time to be under the cloud necessarily arising from his own unfortunate conduct. Nusur-oollah Khan is mentioned as being a "capable officer," and Hafiz-ood-deen Ahmud as "a steady, painstaking, judicious Officer, of approved character."

The Court remark that the work in the Moonsiffees of the Cawnpore Allahabad is light, the number of cases disposed of finally average only 30 per mensem.

The amount of work left at the close of the year, amounting on an average to no more than 25 days' work, is satisfactory. The longest average duration of cases in any Court is one month, and twenty-five days, which is decidedly favorable; and with exception of one Moonsiff, Hamid Hossein, whose personal attendance cases amount to only 23 per cent. of the cases finally disposed of by him, the result of the personal attendance return is very satisfactory. The small amount of duty falling to the Moonsiffs and Sudder Ameen, suggests the relief of the Principal Sudder Ameen above proposed, should relief be found necessary.

15. A considerable increase took place in cases resulting in confession of judgment, as per marginal statement, in the Courts of the Sudder Ameen and Moonsiffs. Mr. Pearson however reports that the opinions of the subordinate Native Judges, in regard to them, are not altered, and he himself concurs with those Officers in thinking that there is no ground for believing those confessions to have been generally otherwise than *bonâ fide*.

Cases decided in presence of parties.	
In 1859, ...	499
In 1860, ...	545
Increase, ...	46
Confession of judgment cases.	
In 1859, ...	528
In 1860, ...	686
Increase, ...	163

16. Only one single commitment, resulting in conviction of perjury, was made under Sections 24 and 123, Act VIII. of 1859, by the Principal Sudder Ameen. On this subject Mr. Pearson remarks:—"There has been evidently no indiscreet exercise on the part of the lower Courts of the powers vested in them by the law of punishing false verification as perjury: if the Courts have erred at all, their error must be presumed to have consisted in refraining from the exercise of that power."

The Court reserve their remarks on this matter for the general report.

17. The average duration of suits in 1856 and 1860 are contrasted in the following table:—

	1856.	1860.
	M. D.	M. D.
Judge, ...	0 0	4 8
Principal Sudder Ameen, ...	5 22½	2 15
Sudder Ameen, ...	8 24	2 4
Moonsiffs, 1st, ...	1 28	1 14
Ditto, 2nd, ...	5 18	1 25
Ditto, 3rd, ...	2 7	1 3
Ditto, 4th, ...	1 18	1 22
Ditto, 5th, ...	2 23	0 28

The Court consider these results, with exception of the duration of appeals in the Judge's Court, which they hope will, in the current year, be shortened, to be very satisfactory and creditable to the Officers and the Superintending Judges.

18. The per-centages of cases of personal attendance to total number of cases disposed of were as follows :—

Moonsiff, 4th Division,	...	...	98 per Cent.
Principal Sudder Ameen,	...	...	87 „
Moonsiff, 1st Division,	...	...	81 „
Ditto, 5th Division,	...	...	75 „
Sudder Ameen, ...	...	...	50 „
Moonsiff, 2nd Division,	...	...	35 „
Ditto, 3rd Division,	...	...	23 „

These averages are very favorable, except those of the Moonsiff, 3rd Division, Hamid Hossein.

19. There was only one person imprisoned in execution of a decree during the year, and consequently no abuse on the part of subordinate Judges of their power of imprisonment was noticed.

20. The Judge remarks that the attention of the Revenue Authorities appears to have been recently attracted to the provisions of Section 244, Act VIII. of 1859, but that no effect was given to them during the year. The Judge is requested to ascertain from the Collector the cause of this circumstance, and to report how many sales of estates, or shares of estates paying revenue to Government, took place in execution of decrees.

21. Mr. Pearson reports the bulk of Civil records not to have been found to have been materially affected by the operation of Act VIII. of 1859.

22. The Judge observes, that the table given in the margin of the 3rd paragraph of his report, (see Table, paragraph 1 of this Resolution,) shewing an increase in the number of suits instituted during the last year in the Courts of original jurisdiction, seems to indicate that the effect of Act X. of 1859 upon their files has not been such as to warrant any proposition for the reduction in the number of Moonsiffees. In connection with this subject the Court would remark that Cawnpore was in a very depressed state in 1859, and its restoration to prosperity as a large and important thoroughfare and Military Station has been proportionately rapid; also the suits connected with land rent amounted in 1859 only to 106.

23. In regard to Act VIII. of 1859 Mr. Pearson writes: "I have more than once expressed my opinion that Act VIII. of 1859 is an enactment of the most useful and beneficial character, and I have reason to believe that the Native Judges employed under me are of the same opinion, and are strenuous in their endeavours to carry out the provisions, and secure the object of the law.

24. The new system of tullubana appears to have been sufficiently well worked by Mr. Pearson, and there was a net surplus of Rs. 757-12-10 in deposit at the close of the year, after defraying the costs of the public service. As however the Judge is of opinion that summonses are less rapidly served than under the old system, the Court advise him to increase the number of muzkoorees in the subordinate Courts, in each of which there is a large surplus of tullubana. The Judge's own Court exhibits an excess of expenditure over income, and considering the small number of regular suits and appeals disposed of, the Court scarcely think that the number of peons can have been insufficient. The Court are not however prepared to accept this opinion of Mr. Pearson's as a necessary consequence of the new system. No other Judge in the Provinces has remarked it, and if it be the case in Cawnpore, it probably arises from the mismanagement of the native officials of the particular Courts affected. These persons, it is believed, prefer generally to maintain an excessive number of poor dependents, among

whom they may distribute their favors *ad libitum* to a smaller number, who are so far independent in that they receive fixed pay. The Court however very decidedly give the preference to the latter system, being satisfied that a better class of men, more careful to give satisfaction by a proper discharge of their duty, will thereby be secured. The character of the "muzkooree" under the old system, the Court observe, never stood high.

25. The net gain to Government, realized by the sale of Stamps in the Courts subordinate to the Judge, after defraying the costs of those Courts, amounted to Rs. 3,907-13-0.

26. The total value of all suits, original and appeal, disposed of in Cawnpore during the year 1860, amounted to Rs. 4,35,368-13-0, and the costs to Rs. 59,874-11-6, giving a per-centage of costs to value of nearly Rs. 14, and an average of costs per suit=26.

27. Mr. Pearson is entitled to the Court's acknowledgments for the ability and vigour which marks his administration. They observe that both in respect to the general smallness of the pending files, the short duration of cases, and the general prevalence of the practice of personal attendance of parties, the status of the Courts superintended by that officer, is deserving of their commendation.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Cawnpore, for his information, and that another copy be submitted to Government.

No. 430 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 13th February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter No. 5, dated 18th January 1861, from George Edmonstone, Junior, Esquire, Civil Judge of Futtehpore, submitting his report on the Administration of Civil Justice in that district during the year 1860, accompanied by the prescribed Statements.

1. The state of the regular files was as follows :—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	128	99	101	111	87	104	0	1	11	6
P. S. Ameen, ...	377	366	337	437	297	373	0	0	70	69
Moonsiffs, ...	256	175	258	333	147	176	0	0	10	11
Total, ...	761	640	696	881	53	653	0	1	91	86
Increase, ...	0	0	0	0	0	0	0	1	0	0
Decrease, ...	0	121	0	0	165	228	0	0	0	5

2. In paragraph 3 of his report, the Judge has inadvertently made reference to the number of suits instituted in 1858 and 1859, instead of 1859 and 1860. He has also misquoted the number of cases for 1859. This mistake has been rectified in the above table, which shews that the total number of regular suits instituted in zillah Futtehpore has fallen off by 121 cases. This decrease is spread over all the Courts, though most marked in that of the Moonsiff, which shews a decline of 81.

3. The amount of work disposed of during the year has decreased, in a slightly higher ratio, the diminution amounting to 165 cases decided on trial, and 228 finally disposed of. But the same proportion still obtains between the various district Courts, the falling off in the Moonsiff's Court alone amounting to 111 and 157 of the two description of cases.

4. Only one case remained on the file of any of the Civil Courts at the close of 1860, which had been pending more than a year. This case had been remanded to the Judge's file by the Sudder Dewany Adawlut, on appeal on 7th December last, and the Court hope will shortly be disposed of, if not already decided.

5. The pending files have been reduced from 91 to 86, being a decrease of 5, which is attributable to the paucity of income, *not* to the larger number of cases disposed of. The pending file of the Moonsiff shews an increase of one; but as there were only 11 cases on his file at the close of the year, the result cannot be regarded otherwise than satisfactory.

6. The miscellaneous files were as follows:—

Courts.	Instituted.		Decided.				Pending.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending on 1st Jany. 1860.	
			Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	1,430	1,770	1,373	1,417	1,713	1,761	0	0	97	106
P. S. Ameen, ...	763	960	638	786	776	953	0	0	65	72
Moonsiffs, ...	537	577	447	557	435	519	0	0	49	58
Total,	2,730	3,307	2,458	2,760	2,924	3,233	0	0	211	236
Increase, ...	0	577	0	0	466	473	0	0	0	25
Decrease, ...	0	0	0	0	0	0	0	0	0	0

7. The Court observe that the number of miscellaneous cases instituted has increased by 577 cases, but here in contra-distinction to the state of matters in the regular files, the increase has almost entirely occurred in the Courts of the Judge and Principal Sudder Ameen, the increase in the Moonsiff's Court being only nominal. Some explanation should have been given of this; and the Judge should now do so.

8. Similarly, it is noticeable that the increase of 466 cases decided on their merits, and 473 finally disposed of, is attributable to the Judge's and Principal Sudder Ameen's Courts, the Moonsiff's cases having diminished by 12 and 38 respectively.

9. No old cases were on the files at the close of the year.

10. The pending files shew an increase of 25 cases, as compared with their condition at the close of 1859.

In the case of the Judge and Principal Sudder Ameen, this may be explained by the increase of cases instituted and disposed of during the year. This explanation, so far as institutions are concerned, may also be applied to the Moonsiff; but, as already observed, the amount of work actually performed by him was less than during the previous year.

11. The Judge has made favorable mention of Mahomed Abdoollah Khan, Principal Sudder Ameen, observing as follows :—"I can only repeat this year the commendatory notice of the Principal Sudder Ameen, contained in last year's report. The Principal Sudder Ameen appears thoroughly to enter into the spirit of Act VIII. os 1859, and to carry it out with judgment and efficiency. This Officer is fully alive to the great aid to the despatch of business given by this enactment." The Court regard with satisfaction the testimony thus given by the Judge to the good services of Abdoollah Khan.

Casses decided on merits.	Appeals preferred.	Confirmed.	Reversed or modified.
297	49	30	19

12. Mr. Edmonstone reports unfavorably of Salamut Ali, who was Moonsiff from 1st January to 20th May, when he was removed from the district, and allude to two of his decisions of a very questionable nature, which came before him in appeal. The Court request the Judge to furnish them with a separate report on these cases.

Of Gokul Chund, who was Moonsiff from 6th August to the close of the year, the Judge says :—"He appears to be zealous, diligent, and understanding his business."

13. The following General Statement shews the results of the work* performed by the Moonsiff during the year :—

* Under trial 187. Decided on trial 92. Total disposed of 176. Appeals 23. Confirmed 9. Reversed 16.

Average number of regular cases finally disposed of per mensem.	Per-centage cases appealed to those finally disposed of.	Per-centage reversed or modified of appealed cases.	No. of days work pending at close of year.	Average duration of suits.	Per-centage of cases of personal attendance.
14	13	64	Days. 23	M. D. 1 4	72

The proportion of reversals to cases appealed, 64 per cent., is far from satisfactory. No detail is given; but it is presumed that the greater proportion of these cases were appeals from orders passed by Salamut Ali, the former Moonsiff.

The Court would wish to be informed how the work of the Principal Sudder Ameen, *in his capacity of Moonsiff*, is exhibited in the statements, as this does not appear clearly in his report.

14. The Judge's report upon the state of his Records, Registers, Library, Character Book, and Nazir's security, is satisfactory.

15. Mr. Edmonstone recommends that the Khaga Moonsiff be allowed to hold his office in the vacant Moonsiffee at Futtehpore. The Khaga Moonsiffee is reported to be in ruins, and from the proximity (20 miles) of the one place to the other, and the situation of both on the line of Railway, Mr. Edmonstone apprehends little or no inconvenience from this arrangement. This question will be disposed of separately.

16. There was an increase of 34 cases decided on confession of judgment in the Principal Sudder Ameen's Court, and a decrease of 60 in the Moonsiffs', and both officers stated that they tested these confessions, and had reason to believe them all genuine.

	In 1859.	In 1860.
Principal Sudder Ameen, ...	91	125
Moonsiff, ...	106	46

17. The Judge commends in the highest terms the attention of his subordinate Judges to the requirements and procedure of Act VIII. of 1859, and says that there has been no difficulty in suppressing "garbled and diffuse pleadings in the Courts," concluding with the following remark:—"The Court may, I believe, depend upon the fundamental principle, as enunciated in the Circular under reference (No. 11, 22nd June 1859) not being lost sight of in the Civil Courts of zillah Futtehpore."

18. No cases of punishment for false verification of plaint occurred in zillah Futtehpore during the year. This fact, the Court learn not without surprise, the former character of the business discharged in the Courts of zillah Futtehpore having led the Court to expect that the provisions of Section 24 were likely to be enforced with advantage.

19. The return, shewing the average duration of suits, is, the Court are glad to observe, very favorable.

	Months.	*Days.*
Judge's Court, ...	0	14
Principal Sudder Ameen, ...	1	19
Moonsiff, Khaga,... ...	1	4

20. Only one case of imprisonment for debt, in execution of a decree, at the instance of the Moonsiff of Khaga, is reported by the Judge to have taken place, and in this "no abuse of power was apparent."

21. No cases involving the operation of Section 244, Act VIII. of 1859, occurred. The Court would wish to know the number of sales of estates paying revenue to Government during the past year, to which this Section *might* have applied, and the Judge's report on this point will be awaited.

22. The Court observe with pleasure that Mr. Edmonstone speaks in unqualified terms of praise of the practical operation of Act VIII. of 1859 within the year.

23. The Judge states, that the total number of cases decided in 30 cases chosen from those decided before the passing of Act VIII. of 1859 amounted to 689, and of those decided subsequently to 535, shewing a diminution of 154 papers. The Court would wish to see a return, shewing average number of papers in 30 cases taken at random for each Court.

24. The Judge disposed of 3 *original* suits during the year, being "cases remanded from the Superior Court." With reference to the paucity of these decisions, he explains that no case in which English documents form part of the evidence,* and only one in which the value exceeded 5,000, and in which a razeenamah was filed, has occurred in the subordinate Courts of Futtehpore during the year.

* C. O., No. 624, 3rd April 1857. C. O., No. 33, 20th November 1860, paragraph 7.

25. Mr. Edmonstone remarks that Act X. of 1859 has beyond doubt reduced the files of the Khaga and Futtehpore Moonsiffees, (the latter held by the Principal Sudder Ameen), and that 282 original suits, and 93 cases of execution of decrees under Act X., were instituted in the Collector's Office, a great number of which would otherwise have been brought into the Civil Courts.

26. *The personal attendance* statement shews the principle of the new Code of Civil Procedure to have been sufficiently carried out in zillah Futtehpore, the proportion of attendance cases being in the Principal Sudder Ameen's Court 60 per cent., and in that of the Moonsiff of Khaga 72 per cent,

27. *The return of Tullubana* exhibits a total receipt of Rs. 1,193-9-3, on account of the allowance of muzkooree peons, and after deducting a deficit of Rs. 914, shews a net surplus of Rs. 149-13-10 in favor of Government, which is in deposit.

28. There has been a loss to Government of Rs. 2,542-11-11¼ in the income of Stamps in this district, as compared with the costs of subordinate establishments and salaries.

29. The total value of suits, original and appeal, litigated in 1860, amounted to Rs. 1,41,190-12-3, and the costs to Rs. 24,391-14-3, giving an average per-centage of costs to suits Rs. 37-5-7. This matter is at present under the Court's consideration, and instructions will issue on the subject shortly.

30. Mr. Edmonstone, Junior, was Judge throughout the year, and sat 188 days for the disposal of Civil business. The Court are satisfied with Mr. Edmonstone's superintendence of the very limited Civil charge administered by him.

ORDERED.—That a copy of this Resolution be forwarded to the Judge of Futtehpore, for his information, and that another copy be submitted to Government.

No. 259 OF 1861.

RESOLUTION *on the report of E. J. Boldero, Esq., Officiating Judge of Bundelkund, No.* 15, *dated* 18*th January* 1861, *on the Civil Administration of zillah Bundelkund, for the year* 1860.

Dated Agra, the 11*th February* 1861.

PRESENT.

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

1. The state of the regular files is shewn in the following abstract :—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	78	110	34	77	147	157	1	0	55	8
P. S. Ameen,	663	523	379	605	414	532	1	0	77	75
Moonsiffs, ...	829	826	609	875	593	798	0	0	85	109
Total, ...	1570	1459	1022	1555	1154	1487	2	0	217	192
Increase, ...	0	0	0	0	132	0	0	0	0	0
Decrease, ...	0	111	0	0	0	68	0	2	0	25

2. The decrease of 140 suits instituted in the Principal Sudder Ameen's Court in 1860, as compared with the Return for 1859, is attributed by the Judge to the fact, that 148 of the cases instituted in 1859 had been filed before the mutinies, being subsequently re-instituted by copies. The delay in the re-institution of these cases is stated to have been caused by the non-arrival of a Principal Sudder Ameen till 1858.

The Court consider this explanation to be sufficient.

3. There is an increase of 64 in the total number of cases disposed of in 1860 over those decided in 1861. This increase is chiefly shared in by the Judge, who has disposed of 193 more cases in 1860 than in 1861. The file of the Principal Sudder Ameen likewise shews an increase of 35 cases "decided on trial," though the number of suits otherwise "finally disposed of" exhibits a decrease of 73. The files of the Moonsiffs, however, shew a falling off of 91 cases, the cause of which diminution has not been explained by the Judge.

4. Of the 2 Moonsiffs, the brunt of the work has fallen upon the Moonsiff of Jellalpore, who decided 368 cases on trial, while the Moonsiff of Tirohan only decided 225 during the year. This discrepancy is owing to the difference in the income of suits, which was respectively 534 in the former Moonsiffee, against 292 in the latter.

5. Both the Judge and the Principal Sudder Ameen have reduced the number of pending cases on their files; the former from 55 in 1860 to 8 in 1861, the latter from 77 to 75. On the other hand, the arrears in the Courts of the Moonsiffs have somewhat increased, *i. e.* from 85 to 109, of which 72 cases belong to the Moonsiff of Jelalpore's file, and 37 to that of the Moonsiff of Tirohan, being respectively one-seventh and one-eighth of the No. of cases disposed of by these Officers during the year, a proportion which the Court hope will be considerably diminished during the current year.

6. It is satisfactory however to note, that there is not a single case on the Regular Files of any of the Courts of this zillah which had been pending more than one year at the close of the year under review.

7. The following memorandum shews the year's result in respect to miscellaneous cases.

MISCELLANEOUS FILES.

Court.	Instituted.		Decided.				Pending.			
			1859.		1860.		Above one Year.		Total pending on 1st January.	
	1859.	1860.	Decided on Merits.	Finally disposed of.	Decided on Merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judges, ...	1,587	2,041	1,564	1,586	2,025	2,052	0	0	30	19
P. S. Ameen,	1,088	1,216	805	1,038	1,045	1,214	0	0	75	77
Moonsiffs, ...	1,000	1,091	572	1,077	626	1,090	0	0	70	71
Total, ...	3,675	4,348	2,941	3,701	3,696	4,356	0	0	175	167
Increase, ...	0	673	0	0	755	655	0	0	0	0
Decrease, ...	0	0	0	0	0	0	0	0	0	8

8. The income of miscellaneous suits has increased by 673 cases, and the number of cases decided and finally disposed of, by 755 and 655 suits respectively, results which are creditable to the Judge and his subordinates, whose files at the close of the year have been reduced from 175 to 167 cases, none of which had been pending more than a year.

9. The Judge reports that he has formed a favorable opinion of Sookbasee Lal, Principal Sudder Ameen, only 9 of whose cases were reversed out of 53 appealed and 531 decided. He states, that the Principal Sudder Ameen " appears very willing, does his work satisfactorily; that his decisions are very good, and the native community have a great respect for him." Out of the 531 cases decided by him, 400 are reported to have been tried in presence of one or other of the parties as per Statement in margin,* being a percentage of 75 on the total number decided, which is a satisfactory result.

Plaintiffs present.	Defendants present.	Both present.	Total cases.
19	214	167	531

10. Of the Moonsiffs, the Judge notices that Hukeem Rahut Ali, Moonsiff of Tirohan, has done his work satisfactorily, and been more attentive to the provisions of Act VIII. of 1859, having had the parties or one of them, present in 232* cases out of 287 cases decided, or 81 per cent, which is creditable to Rahut Ali, as evincing his attention to the fundamental principle of Act VIII. of 1859.

Cases.			
Plaintiff present.	Defendant present.	Both present.	Total cases.
30	119	83	287

Sheikh Ahmud-Oolla is said to be "well spoken of" and respected by the native community; he decided 511 cases, but the Court regret to observe, that the parties were in personal attendance in only 94 of these cases, which is not creditable to Ahmud-Oollah's administration.

11. The Judge reports his having examined the Register books of the subordinate Courts, and having corrected several mistakes which he found had been committed. The Court trust the Moonsiff of Jelalpore will be more careful in future in this respect.

12. The records are stated to be in good order, and the Libraries, files of *Gazettes* and Character books to be properly kept; the Nazirs' securities having been revised at the close of the year.

13. Upon topics of general interest the Judge remarks:—*First*, in respect to *Confessions of Judgment*: that allowing for occasional exceptions, he "considers them to be generally *bona-fide* the defendants, considering that they will be put to less expense by confession."

The Moonsiff of Tirohan has reported that of 160 cases of confession of judgment, he considers that 37 were collusive, of which 5 were fraudulent, and one confession occurring in the Principal Sudder Ameen's Court was asserted to be collusive.

14. *Secondly*.—The Statement No. 13 shewing average duration of suits shews the following general results, which the Court consider satisfactory.

	Months.	Days.
In Judge's Court, ...	2 ...	26½
Principal Sudder Ameen's Court, ...	1 ...	16
Moonsiff's ditto. Tirohan, ...	1 ...	12
Ditto. ditto. Jullalpore ...	1 ...	25½

M. D. 26¾
Hon'ble R. Drummond 4 4½
E. J. Boldero,

15. *Thirdly*.—In regard to the practical operation of Sections 273-283, Act VIII. of 1859, the Judge remarks, that the number of debtors in Jail in 1860, had decreased by 10 as compared with the Returns for 1859, the total number confined in 1860 being only 12, 2 of which were at the instance of Government.

The Court therefore presume, that the Judge has *not* practically noticed any abuse on the part of the subordinate Judges, of the power of imprisonment conferred on them by Act VIII. of 1859. The Judge is requested to give a detail of each Court ordering the imprisonment.

16. *Fourthly*.—In regard to the operation of Section 244, Act VIII. of 1859, the Judge has merely stated that no cases under Section 244, of Act VIII. of 1859 have occurred in any of the Courts.

The Court remark, that the Judge should have stated whether any sales of estates in execution of decrees, in which such an arrangement would have been possible, occurred. The Judge will now state this.

17. *Fifthly.*—Regarding the comparative bulk of misls now, as compared with previous years, the Judge observes that the Civil records formerly contained on an average 50 papers, but now they contain only 20. These results are satisfactory, *if* obtained after *actual enumeration* of the papers of 30 random cases of each Court. The attention of the Judge is again invited to this interesting subject.

18. The written statements are said to be concise, and confined to the case in point, any lengthy and argumentative one being returned for correction.

19. *Sixthly.*—The Judge reports that there were only 2 cases above 5000 instituted in the Principal Sudder Ameen's Court; therefore no cases were withdrawn from his file, and that none were withdrawn from the Moonsiff's Courts, as the number of suits instituted were few.

20. *Seventhly.*—In regard to the operation of Act X. of 1859, Mr. Boldero, remarks, that it has reduced the file of the Moonsiff of Tirohan by 8 cases, but has not affected the files of the Principal Sudder Ameen or Moonsiff of Jellalpore.

21. The Judge makes the following propositions in connection with Moonsiffee jurisdictions "the pergunnahs of Koonch and Calpee having been removed from the Jellalpore jurisdiction, I would propose that pergunnah Modah be added to his jurisdiction, and the Moonsiffee removed to Rath which would make it centrical. I would also suggest that pergunnahs Seonda and Bebeeroo be attached to the Tirohan Moonsiffee, as they are much nearer to Tirohan, especially Bebeeroo, than to Banda, to which Moonsiffee they are at present attached; the Court would, as now, be held at Tirohan. The removal of the Jellalpore Moonsiffee would be no extra expense to Government, as there is no Government building at Jellalpore."

22. The Court remark that this proposal, as a local one and not of any general administrative interest, should have been made by separate letter.

In regard to the Judge's proposal respecting Jellalpore and Modah, the Court, with reference to impending changes in the Humeerpore jurisdiction which it is understood are under contemplation by Government, see no necessity for the arrangement proposed.

No reason has been assigned for removing pergunnah Seonda from the Moonsiffee of Banda to that of Tirohan, which would be less centrical.

23. The Judge's report is meagre, and he has omitted to notice the working of Section 24, Act VIII. of 1859, relating to the punishment for false verification. Neither has Mr. Boldero made reference to the financial result and general working of the system of Tullubana and Muzkooree Peons introduced by the Court's Circular No. 8, dated 4th February 1860, nor alluded to the income of stamps and costs of subordinate Judges.

24. In regard to the Tullubana system, the Court observe that the Statement as it stands requires explanation.

The Judge has improperly substituted a column for deposit in lien of one for deficit. The surplus at the close of the year is given as Rs. 180-15-8, but as the surplus on 2 former quarters alone amounted to Rs. 315-13-1, further explanation will be awaited.

25. In estimating the cost of subordinate Civil Judges, establishment and salaries, the cost of the zillah Judge has been erroneously included ; omitting this item, the net gain to Government realized from the income of stamps sold in subordinate Courts, after defraying the costs of these Courts. amounted to Rs. 2,796-12-0.

26. The aggregate value of suits, original and appeal under litigation in zillah Bundlekund during the year, amounted to Rs. 2,15,589, and the costs to 34,744, giving an average percentage of costs to value of Rs. 16, and an average cost of Rs. 23 per suit.

27. The Hon'ble R. A. J. Drummond, was Judge of the district from 1st January to 2nd June, when he was removed to the Saugor and Nerbuddah Territory, a position which offers a wider field for his energies than that of the small district of Bundelkund. Mr. Boldero officiated as Judge from 12th June to 31st December, and sat 84 days for the disposal of Civil business.

ORDERED :—That a copy of this Resolution be forwarded to the Officiating Judge of Bundelkund for his information, and that another copy be submitted to Government.

No. 416.

RESOLUTION *of the Court of Sudder Dewanny Adawlut, North Western Provinces, Dated Agra, the 23rd February* 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, J. Lean, Esquires.

Officiating Extra Judge.—E. M. Wylly, Esq.

READ a letter No. 7, dated the 31st January 1861, from W. P. Masson, Esquire, Civil Judge of Allahabad, submitting his Report on the Administration of Civil Justice in the district during the year 1860, accompanied by the prescribed Statements.

1. The following was the state of the Regular Files of this district.

COURT.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending on 1st January.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	279	474	124	128	200	210	0	0	56	97
P. S. Ameen,	319	285	438	473	517	555	0	0	120	98
Moonsiffs, ...	2397	2348	1778	2424	1828	2391	1	0	581	537
Total, ...	2995	3107	2340	3025	2545	3156	1	0	757	732
Increase, ...	0	112	0	0	205	131	0	0	0	0
Decrease, ...	0	0	0	0	0	0	0	1	0	25

2. There is a net increase of 112 in the number of suits instituted during the year.

There was a decrease of 83 original suits, which was more than balanced by an increase of 195 appeals.

This increase is attributed by the Judge to the action of Act X. of 1859, which has operated in increasing the No. of appeals to the Judge, as afterwards noticed.

3. There is an increase of 205 cases decided on trial, and 131 finally disposed of, as compared with the Returns of the previous year.

The amount of work performed by the Judge has increased by 76 cases decided on trial, * and 82 finally disposed of; but as the number of cases instituted † has increased in a still larger proportion, (the increase amounting to 195,) the Judge's pending file shews an increase of 41 more cases than they did at the close of 1859.

* 1859. 1863.
On trial, 124 200
C. D. O., 128 210

† Institution.
1860 474
1859 279

The Court are aware that Mr. Masson had heavy Sessions and Special Commission duties to perform during the year, but they observe that one-third of the cases decided were Moonsiffs' appeals, which might have been disposed of by the Principal Sudder Ameen.

The Court hope, that with the aid of the simplar process of the new Code, the pending files may be materially diminished during the current year.

4. The Court notice with satisfaction that there were no suits, (regular or appeal) pending above one twelve month at the close of the year.

5. The Miscellaneous Files shewed the following Tabular results :—

Court.	Instituted.		Decided.				Pending.			
							Above one Year.		Total Pending 1st January.	
	1859.	1860.	1859.		1860.		1859.	1860.	1860.	1861.
			Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.				
Judge, ...	4820	5597	4705	4808	5410	5500	0	30	279	408
Principal S. Ameen, ...	1194	1141	757	1231	772	1165	0	0	192	233
Moonsiffs,..	3132	3306	1288	3107	1505	3255	0	2	778	839
Total, ...	9146	10044	6750	9146	7687	9920	0	32	1249	1480
Increase, ...	0	898	0	0	937	774	0	32	0	231
Decrease, ...	0	0	0	0	0	0	0	0	0	0

6. The Miscellaneous Files have increased in a larger proportion than the Regular ones, the income on suits shewing an increase of 898 cases over the Returns of the previous year. Hence, though the amount of work disposed of by all the Courts (with the exception of a trifling decrease in the Principal Sudder Ameen's Court), has been considerably in excess of that performed in 1859 ; the pending files shew an increase of 231 cases.

7. There were no less than 32 cases of more than one year's standing, pending on the Judges' file at the close of the year. Thirty of those were connected with the disposal of the property of intestates, and no reply had been received from Government regarding this when the year closed (since received.) These cases cannot be disposed of under a year with reference to law, but the Court request the Judge to inform them of the date of institution of each case, and the date of reference of each to Government; of the remaining two cases, one was disposed of on 16th January, and the other which had reference to the execution of a decree by the payment of a deposit which was plundered from the Collector's treasury during the late outbreak, was under reference to the Collector, orders having been issued for the payment of the amount.

8. Of the Principal Sudder Ameen, Mr. Masson reports " Baboo Shama Churn* continues to act in accordance with the high character he brought with him to Allahabad, and to merit the opinion I expressed of him in my Report for 1859; he is much and deservedly respected here, and here his knowledge of English makes his services particularly valuable. "

* Cases disposed of.	Appeals including last year's pending.	Confirmed.	Reversed or modified.
555	79	30	20

The Court observe that Baboo Shama Churn has disposed of more cases than any other Principal Sudder Ameen, and well merits the *encomium* of the Judge. His average monthly decisions (original and appeal) is 46, which, on reference to the General Statement under preparation, will be found much above the usual amount of work, the number of cases pending on his file amounts to only two months' work at this rate. The result of appeals of his cases is also very favorable, and the Court are glad again to notice with approbation this deserving Officer.

9. The following Tabular Statement shows the general results of the work performed by the Moonsiffs in this Zillah.

Moonsiffee.	Moonsiff.	Average number of Cases finally disposed of per mensem.	Per-centage Cases appealed to those finally disposed of.	Per-centage reversed or modified of appealed Cases.	Number of days' work left pending at close of year.		Average duration of Suits.		Per-centage of Cases in which one or both parties.
					M.	D.	M.	D.	
Kyd gunj, ...	Kishoree Lall, ...	67	10	26	2	20	2	4	15
City Allahabad,...	Sheonarain, ...	62	9	34	3	24	3	24	6
Munjunpoor, ...	Munmohun Lall, ...	37	8	40	1	11	1	9	68
Phoolpoor, ...	Ruzeooddeen, ...	32	23	35	1	1	2	7	29
	Average, ...	49	12	34	2	14	2	11	29

10. The Judge states that Kishoree Lall, Moonsiff of Kydgunj, continues to merit the praise bestowed on him in the Judge's Reports for 1856, 1858 and 1859. This Officer has disposed of much work, having the high average of 67 cases per mensem. The result of appeals from his decisions is favorable; the average duration of his suits not excessive, the state of his pending file exhibiting 2½ months' work is fair. The Moonsiff should be however called on to explain, and the Judge should have noticed the very small proportion of cases in which parties attended, *i. e*, only 15 per cent. which is far too small, and, if not erroneous, evinces much disregard of the fundamental principle of the Code. His claims to promotion shall be borne in mind.

11. Lalla Sheonarain, City Moonsiff, is stated to be " anxious to do well," his average of work performed is large, viz., 62 cases per mensem. His pending file, however, is rather too heavy, viz., 3¾ months' work. The result of his appeals is fairly satisfactory; but his duration of cases, the average of which is nearly four months, is too long. He must be called on to explain why a higher average than 6 per cent of personal attendance of parties to suits has not been attained. The Judge should have looked to this.

12. Munmohun Lall, Moonsiff of Munjunpoor, is said to be a zealous Officer. The Judge notices, however, in his proceedings a tendency to extreme prolixity. This Officer's work is light. His monthly average shews but 37 cases decided. His pending file is, however, kept properly clear, he havin only cases pending amounting to little more than one month's work. The result of his appeals is only tolerably good. In duration of cases, he has, however, attained to better results than any other Moonsiff, viz: one month and nine days, and his proportion of personal attendance is better than any other Moonsiff, viz: 68 per cent.

13. Mahomed Ruze-ood-deen though wanting in experience, is stated not to be deficient in ability, and to be anxious to do his duty. This Officer has the lightest work of any Moonsiff in Allahabad, his average of decisions being only 32 monthly, and with so small an average amount of work his pending file, which shows more than two months' work, might have been lighter. In appeals he does not shew well, 23 per cent of his decisions having been appealed, and 35 per cent. of the appealed cases reversed In personal attendance he shows tolerably well, viz: 29 per cent. The Court do not regard these results as altogether satisfactory.

14. Confessions of judgment are stated to be generally *bona fide*, and to have decreased in number. Mr Masson alludes to a practice, which the Court have long been aware of, of the borrower receiving a loan on a bond, *after* confession of judgment on a suit instituted on the expiry of the term fixed in the bond.

This subject calls for no further notice.

15. It is satisfactory to learn that the proportion of cases of applications for the execution of decrees disposed of by an order on the merits over those struck off in default, shows a considerable improvement over those of last year, which were more numerous than in 1858.

16. The Court note, that no cases of false verification under Section 24, Act VIII. of 1859, were prosecuted to conviction during the year.

17. The Statement shewing the average duration of Suits does not correspond with the Returns given in the 13th paragraph of the Judge's Report. Thus :—

	Statement No. 13.		Judge's Report.	
	Months.	Days.	Months.	Days.
Judge, ...	4	6	0	0
P. S. Ameen, ...	2	4	1	½
Moonsiff, Kydgunj, ...	2	4	1	7
Ditto, City, ...	3	24	1	9
Ditto, Munjunpoor, ...	1	9	1	28½
Ditto, Phoolpoor, ...	2	7	„	29

The Judge is requested to state which of the above returns is correct. The Court observe that the Judges average, four months and six days, is high; but it is in part attributable to the increased file of Sessions cases,* and the heavy Special Commission cases disposed of by the Judge during the year. The Court hope that the Judge will be able to reduce his file considerably during the current year.

* 71 Cases in 1860. 50 Cases in 1859.

All the other Courts, save the City Moonsiff already noticed, have disposed of their cases within fair time.

18. The percentages of personal attendance cases to those finally disposed of were as follows :—

Munmohun Lall, Moonsiff, Munjunpoor,... ...	--- 68	per cent.
Baboo Samachurn, Principal Sudder Ameen,	--- 49	„
Ruzee-ood-deen, Moonsiff, Phoolpoor, ...	... 29	„
Lala Kishoree Lall, Moonsiff, Kydgunj, ...	... 15	„
Lala Sheonarain, Moonsiff, City, ...	 6	„

These results, save in the cases of the Principal Sudder Ameen and the Moonsiff of Munjunpoor, are considered unsatisfactory.

19. Seventeen persons were imprisoned (for debt) in execution of decrees during the year, and none of the subordinate Judges were found to have abused the power of imprisonment conferred on them by the new law.

20. As regards the operation of Section 244, Act VIII. of 1859, Mr. Masson reports, that in six cases the Collector represented that sale might be avoided, and that on every occasion his recommendation was acceded to by the Subordinate Civil Courts in which these cases occurred. The Judge adds, that during January 1860, representations under Section 244 had been received from the Collector in six other cases.

The Court learn with satisfaction, that this mitigation provision of Law for the satisfaction of decrees is being brought into operation. The Judge should, next year, notice the results of the cases which have occurred, so far as they can be judged.

21. Touching the beneficial effects resulting from Act VIII. of 1859, Mr. Masson writes: "There is no question that the results of Act VIII. in simplifying procedure and thus saving time, in strengthening the hands of the Civil Judge, and enabling him, while helping the creditor to recover his dues, to prevent any abuse by the creditor of the power the Law gives him over his debtor, are beneficial."

22. The following Statement shewing the comparative No. of papers contained in 30 random Cases in 1858 and 1860 respectively, is generally satisfactory.

No. of Papers contained in 30 cases.	Average No. of Papers in one case.
1858, ... 1502	50
1860, ... 642	21

The Court concur with Mr. Masson in thinking, that, if words were counted, the result would probably be even more favorable, and they are glad to learn that written statements are generally from free prolixity and argument.

23. The Court hope Mr. Masson will be able to decide some original suits during the current year.

24. The Judge states, that "the effect of Act X. of 1859 has of course, been to diminish the number of regular suits in the Moonsiffs' Courts;" but, he observes, "as regards my own Court, the effect has been to increase the business. There having been, in addition to 362 appeals in 1860, from the Regular Civil Courts to 279 in 1859, 112 appeals from decisions under Act X. of 1859." The Court will notice this subject in their General Report on a review of the General Statement of Act X. of 1859, appeals for all the Zillahs in these Provinces.

25. The Muzkooree Statement was received in an incomplete state, and was returned for correction.

The corrected Statement shows, that after providing sufficiently for the public service, there results a net surplus of Rs. 82-6-11, which is in deposit. This is scarcely

134162

sufficient to meet possible deficits arising from extraordinary and exceptional causes. It would have been considerably greater, if the Judge had reduced in time the excessive number of Muzhoorees in three out of the four Moonsiffees.

26. The net gain to Government realized from the sale of Stamps in the Courts subordinate to the Judge, after defraying the cost of those Courts, amounted to Rs. 17,846-14-0.

27. The total value of all suits, original and appeal, litigated in Zillah Allahabad during the year, amounted to Rs. 7,20,924-3-7½, and the costs to Rs. 1,05,473-15-6½, giving an average percentage of cost to value, of 14, and an average cost per suit 53. Separate instructions will shortly issue on this subject.

28. Mr. W. P. Masson, was Judge throughout the year, and sat 149 days for the disposal of Civil business. On a review of the Civil Administration of Allahabad, the Court are of opinion, that the general results as shewn in the Statements are on the whole satisfactory, and that Mr. Masson is entitled to their acknowledgments. They trust he will maintain a closer supervision over the files of his subordinate Judges, in respect to the average duration of suits and the personal attendance of the parties.

ORDERED :—That a copy of this Resolution be forwarded to the Judge of Allahabad, for his information, and that another copy be submitted to Government.

No. 328 OF 1861,

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces, Dated Agra, the 21st February* 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 17, dated the 19th ultimo, from Alan Swinton, Esquire, Officiating Judge of Goruckpore, submitting his Report on the Administration of Civil Justice in that district during the year 1860, accompanied by the prescribed Statements.

1. The state of the Regular Files is shewn in the following Abstract:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
	1859.	1860.	1859.		1860.		Above one Year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860	1861	1860	1861
Judge, ...	533	652	171	190	177	184	0	1	90	181
Principal Sudder Ameen, ...	130	85	319	330	479	494	0	0	89	75
Sudder Ameen, ...	269	202	257	330	185	221	0	0	62	46
Moonsiffs, ...	4233	3656	3397	4181	3082	3630	0	0	608	651
Total, ...	5165	4595	4144	5031	3923	4529	0	1	849	953
Increase, ...	0	0	0	0	0	0	0	1	0	104
Decrease, ...	0	570	0	0	221	502	0	0	0	0

2. The number of suits and appeals instituted during the year shows an increase of 119 cases in the Judge's Court, and a decrease of 689 on the files of the subordinate Judges, as compared with the previous year's institutions. The Court remark, that the Judge should have given his opinion as to the cause of these comparative differences, and his explanation will now be awaited.

3. The Court would have been glad to have received from the Judge some explanation of the encumbered state of his own, and of the files of the Moonsiffs of Perona and Goruckpore, above what they shewed last year. Out of the 181 cases pending before the Judge, they observe that 143 were appeals from Moonsiffs and Sudder Ameen. The Court suggest the transfer of some of these to the Principal Sudder Ameen. In the Moonsiffee of Perona, where the average is only 25 monthly, the arrears at that average, amount to 3½ months' work; also in the Moonsiffee of Goruckpore where the average cases disposed of amount to 40, there is an arrear equivalent to 3½ months' work. The Court hope, that in the current year the balance of work at the end of the year will bear a lower proportion to that performed.

4. It is satisfactory to observe, that there is only one case on the regular files of any of the Courts of the Goruckpore district, which had been pending more than a year on the 1st January 1861, and that case was originally decided on 13th January 1857, having been remanded to the Judge's file for re-trial by the Sudder Court on 17th November 1860.

5. The state of the miscellaneous files will be seen in the following table :—

Courts.	Instituted.		Decided.				Pending above one Year.		Total pending on 1st Jany.	
			1859.		1860.					
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1859.	1860.
Judge, ...	5594	3862	5363	53	3720	43	0	0	303	236
Principal S. Ameen,	906	577	614	202	485	172	0	0	265	153
S. Ameen,	1231	1243	880	347	847	378	0	0	140	145
Moonsiffs,	8177	6936	5746	2702	5610	2490	1	0	1068	844
Total,	15908	12618	12603	3304	10662	3083	1	0	1778	1378
Increase,	0	0	0	0	0	0	0	0	0	0
Decrease,	0	3290	0	0	1941	221	0	1	0	398

6. The Return shews that the number of miscellaneous cases instituted has fallen from 15,908 in 1859 to 12,618 in 1860, a decrease of 3,290 cases which is not explained. All the Courts share in the decrease with the exception of the Sudder Ameen, where there is a trifling increase.

7. The files of pending cases exhibit an improvement of 398 fewer cases than on the corresponding date of last year; but the amount of work performed was less by 1,941 cases decided on the merits, and 221 finally disposed of in 1860, though the institutions as already observed, were 3,290 fewer. No miscellaneous cases had been pending longer than one year which is satisfactory.

8. Syud Pygumber Buksh, *alias* Syud Abdoollah was Principal Sudder Ameen during the year, and of 52 appeals preferred from his decisions, 34 were confirmed, and 7 reversed. The Officiating Judge reports that Pygumber Buksh has this year most efficiently performed his duties, and that there has been a considerable increase in the number of cases decided by him. "The proportion of reversals of his decisions," Mr. Swinton remarks, "to those confirmed is very small, and reflects great credit on this Officer's careful investigation. I trust the Court will give a favorable

consideration to my recommendation that Syud Pygumbur Buksh be promoted to the higher grade of Principal Sudder Ameen. He has been performing the work which was, previous to the disturbances, entrusted to two Principal Sudder Ameens, and this partially accounts for the average duration of suits being four months, and ten days." The Court concur in the opinion expressed by the Officiating Judge, and will not fail to recommend Pygumbur Buksh for the higher grade, as soon as they can do so consistently with justice to other equally deserving Officers.

9. Mr. Swinton reports great improvement to have taken place in the decisions of Roy Debee Dyal, Sudder Ameen of the district. This officer has lately been recommended for an Acting Principal Sudder Ameenship, being one of the oldest Sudder Ameens in the service.

Decided on trial.	Appeals.		
	Preferred.	Confirmed.	Reversed.
185	121	69	41

10. All the Moonsiffs are said to continue to maintain their high character for efficiency, and to be deserving of commendation. Mahomed Hossein in particular is mentioned by the Officiating Judge as having been most diligent, and being worthy of promotion, and the Court are glad to say that this Officer has been recommended by them to succeed to the vacancy caused by the promotion of Debee Dyal.

11. Judging from the Tabular Statement given in the Judge's Report, Ruheem-oollah and Luphput Roy seem to be the most worthy of the Court's commendation. The former disposed of 610 cases, of which 38 were appealed; and of these 9 were reversed, 31 being confirmed. The latter decided 336 cases. His appeals amounted to 43, of which only 3 were reversed, 39 being confirmed. The state of Ruheem-oollah's files is the best. He has left only 35 cases pending, equivalent to 20 days' work.

12. Pygumbur Buksh is stated to have been Register of Deeds during the year, and his books* and indices are reported as in good order.

	Register Fees.	Expenses.	Net Balance.
In 1859,	1094-0-0	159-0-0	935-0-0
In 1860,	1355-8-0	149-4-3	1206-3-9

13. The *Libraries, Gazettes, Indices* and *Character* books are said to be in good condition, and properly kept.

14. The securities of the Nazirs and Ameens have been duly verified.

15. On matters of general interest, the Judge observes: *Firstly*, in respect to the average duration of suits, that this has increased in his own Court, from three months twenty-four days in 1859, to three months twenty-nine days in 1860; in reference to which he explains, that the increase of five days is partly attributable to the number of appeals instituted in 1860, (the Judge says "this year,") and to the greater number of Sessions and Circuit cases.

The general results attained in the Subordinate Courts are:—

	Months.	Days.
Principal Sudder Ameen's Court, ...	4	10
Sudder Ameen's Court, ...	2	23
Moonsiffs' Court, ...	2	0

The Court notice as improperly long the duration of suits in the Principal Sudder Ameen's court, and in that of Mahomed Reza Khan, Moonsiff of Bansgaon. The average of the former Officer has increased by 1 month 24 days, as compared with

1859, and that of the latter by 27 days. In regard to the Principal Sudder Ameen the explanation of the Officiating Judge has been formerly alluded to; but the Court would be glad to know whether the average of the Principal Sudder Ameen has been increased by the transfer to his file of appeals from Moonsiffs pending in the Court of the Judge. The Court trust that the Returns for 1861 will exhibit more favorable results.

The Moonsiffs of Khuleelabad and Peronnah, Shah Abdoollah and Abdool Soobhan, have obtained a satisfactory average not exceeding 45 days.

16. *Secondly.*—In regard to Act VIII. of 1859, Mr. Swinton observes: that "all the Judicial Officers have evinced the greatest intelligence and attention, and have exerted themselves in giving effect to the provisions of the Act.

17. *Thirdly.*—Of Act XL. of 1858, it is stated that there were only two applications claiming to have charge of property in trust for a minor under Section 3, and the Officiating Judge states his opinion, that as long as great precaution is exercised in selecting the relatives of minors to manage the estates, the provisions of the Act will be very beneficial, and the supervision of the accounts will prevent any mis-appropriation of funds.

As the Court intend to treat the operation of the Act separately, they would offer no remarks on the Judge's observation.

18. *Fourthly.*—On the subject of punishment for false verification under Section 24, Act VIII. of 1859, it is reported that no cases of this description were tried by any of the Civil Courts of the district, and that none of the Native Judges have brought to the Officiating Judge's notice any cases of perjury, results which the Court cannot but learn with considerable surprise. They are glad, however to know, that the practice of attesting and filing fictitious bonds appears to have very much diminished.

19. *Fifthly.*—The number of debtors in Jail has increased from 13 persons in 1858, and 22 in 1859, to 34 in 1860, representing debts amounting to Rs. 34,093-3-5. Mr. Swinton attributes this increase to the fact, that there have been many more applications for execution of decrees, and he does not think there has been any abuse on the part of the subordinate Judges of the power of imprisonment conferred on them by the Act. The Court see no reason to differ from the opinion expressed by Mr. Swinton in this matter.

20. *Sixthly.*—In regard to the operation of Section 244, Act VIII. of 1859, it appears that the Principal Sudder Ameen is the only Judicial Officer who has appointed a Surberakar for the estate in one case during the year under review, and that the Collector has made no requisition on this point. The Court would wish to know how many estates paying revenue to Government, or portions of such, were sold in execution during 1860, and the Officiating Judge should now furnish this information.

21. *Seventhly.*—Mr. Swinton inspected the records of 30 Civil cases, and reports generally that he found the bulk of the misls much less than they were before the introduction of Act VIII. of 1859.

He also states, that he personally inspected the records of each Moonsiff's Court during his tour as Commissioner, and that the result was satisfactory. He observes: "there is still room for improvement in reducing the length of the pleadings, and of briefly eliminating the points at issue. It will take some time to overcome the prejudices of Native lawyers on this point, and great attention will be required to remedy this defect." In these remarks the Court entirely concur.

22. *Eighthly.*—The Officiating Judge explains, that in consequence of his additional duties as Commissioner, he did not think it expedient to decide any original suits, as required by the Court's Circular Order No. 624, dated April 1860. The Court recognize the sufficiency of this explanation.

23. *Ninthly.*—Mr. Swinton attributes the decrease of 300 cases decided by the Moonsiffs, to be owing to the operation of Act X. of 1859. He observes "the general opinion is favorable to this Act, and as there are many cases of rent instituted in this district, the duties of the Moonsiffs will be much diminished; but up to the present time the decrease has not been very great." Again, more particularly, "as there has been a very great decrease in the number of suits instituted in the Sudder Ameen's Court, I think it would be advisable to appoint in his place a Principal Sudder Ameen, and the extra expense might be met by the abolition, of one of the Moonsiffees noted marginally for which two Moonsiffs would be sufficient."

Perrognah, Bans gaon and Bansee.

The Court consider the above suggestions to be worthy of careful consideration, and the Officiating Judge is requested to submit his propositions in a separate letter, accompanied with such figured details as may enable them to arrive at a satisfactory conclusion on the proposition.

24. *Tenthly.*—The Officiating Judge annexes the following table, shewing the number of cases of execution of decrees in 1858,-1859 and 1860 respectively; and with reference to the increase indicated states, that he has, as far as practicable, postponed sales of estates on receiving applications from judgment-debtors, stipulating payment of the debts within a certain period. The Court would here refer to their Resolution recorded in paragraph 20 of this communication. They presume from the Judge's remarks, that some sales *have* occurred, and that, when delayed, this has been done with the consent of the decree-holder, and they would be glad to learn why the Collector has made no use of Section 244 of the Act.

1858.	1859.	1860.
Cases 61.	86.	144.

25. *Eleventhly.*—In regard to Section 60, Act VIII. of 1859, Mr. Swinton thinks it would be expedient to add, that the summons forwarded by post to defendants living out of the British Territories, be always sent through the Residents or Political Agents, to ensure safe and speedy delivery. In regard to this proposal, the Court would wish to learn, whether any practical difficulty has arisen from the procedure of the Section as it stands; as they cannot propose changes in the law until the necessity for change be shewn.

26. *Twelfthly.*—The Officiating Judge complains, that the exemption of payment of stamp-duty for summons of witnesses under Section 150, induces the parties to bring forward many more witnesses than are required; and he remarks, that as the Judges have no authority to select them, but must take the evidence of all, and as no period has been fixed by Section 149 for filing a list of witnesses, the duration of suits is increased. The Court however observe, that Sections 145 and 148 would seem sufficient to provide a remedy for the evil complained of.

27. The statement shewing the personal attendance of parties to suits, shews extraordinary difference of practice, which the Officiating Judge ought to have noticed and enquired into. The percentage of personal attendance cases varies from 900 to to less than 10 per cent. In the Court of Debee Dyal, Sudder Ameen, the former average has been attained. In the Court of Abdool Soobhan, Moonsiff of Perrounah, it is less than 1 per cent. In that of Ruheemoolla, Moonsiff of Captaingunj, it is only 3, and in the Court of Shah Abdoolla, Moonsiff of Khuleelabad, only 9 per cent.

The results of these 3 Courts, if correctly given, are highly unsatisfactory,and the above named Moonsiffs should be so informed. The Court, however, apprehend that the return is probably incorrect, and the Officiating Judge is directed to revise and re-submit it. This subject should have received more of his attention.

28. The Tulubana Statement shows a gross surplus of Rs. 2,009-9-7, less deficit of Rs. 655-15-8, leaving a net surplus on the nine months' management, of Rs. 1,353-9-11, which is satisfactory, if correct.

The Judge has, however, created confusion in his Return, by adding a column for deposit, in which the gross surplus, instead of the net surplus, is entered. Orders regarding the disposal of the surplus proceeds will be issued hereafter.

29. The net gain to Government realized from the income of Stamps in subordinate Courts, after defraying the cost of these Courts, amounted in Goruckpore to Rs. 7,162-9-0.

30. The total value of suits, original and appeal, litigated in zillah Goruckpore during the year 1860, amounted to 8,49,845-4-3, and the costs to Rs. 1,34,851-9-4, giving an average per-centage of costs to suits of Rs. 15, and average cost per suit Rs. 29-12-4. This matter is at present under the Court's consideration, and instructions will shortly issue on the subject.

31. Mr. Alan Swinton was Judge of this district throughout the year, and sat, during it, 172 days for the disposal of Civil business.

The Court are of opinion, that this important district has been well administered by Mr. Swinton, the Judge, (who is also Commissioner.) He is entitled to the Court's acknowledgments.

ORDERED :—That a copy of this Resolution be forwarded to the Officiating Judge of Goruckpore, for his information, and that another copy be submitted to Governmnet.

No. 315 OF 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 16th February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and J. Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 3, dated 17th January 1861, from A. Ross, Esquire, Judge of Azimgurh, submitting his report on the Administration of Civil Justice in that district, during the year 1860, accompanied by the prescribed statements.

1. The state of the Regular Files is shewn in the following Abstract:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	306	513	276	285	167	385	0	0	44	132
Principal S. Ameen, ...	41	34	225	251	243	267	0	0	59	43
S. Ameen,...	638	487	474	553	362	441	0	0	133	91
Moonsiffs,...	1952	1538	1509	1866	1297	1617	0	1	294	152
Total, ...	2937	2572	2484	2955	2269	2710	0	1	530	418
Increase, ...	0	0	0	0	0	0	0	1	0	0
Decrease, ...	0	365	0	0	215	245	0	0	0	112

2. There has been a decrease of 365 in the number of suits instituted during the year, which would have been still greater had not the Judge's own files shewed an increase of 207. The Court would have been glad to have received the Judge's opinion on the cause of the total decrease above indicated.

3. The number of cases decided has fallen off in similar proportions, the total decrease being 215 cases decided on trial, and 245 finally disposed of. The amount of work performed by the Judge, however, shews an increase of 91 cases decided on trial, and 100 finally disposed of, and the decisions of the Principal Sudder Ameen also shew a slight increase.

4. The Court are glad to observe that there was only one case pending more than a twelve month on the files at the close of the year; and that it had been remanded by the Sudder Court for re-investigation.

5. There were 418 cases on the regular files at the close of the year as compared with 530 at the close of the previous year, being a decrease of 112 suits. This decrease is shewed in by all the Courts, except that of the Judge, in which, as already observed, the income of suits has increased in a still greater rates.

6. The following is an abstract of the state of the Miscellaneous Files :—

Courts.	Instituted.		Decided.				Pending.			
			1859.		1860.		Above one year.		Total pending 1st January.	
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	4555	4633	4511	4534	4602	4631	1	6	115	118
Princpl. Sud. Ameen,	919	1004	707	877	834	1030	1	2	119	95
Sudder Ameen, ...	1187	1086	779	1200	788	1159	0	0	239	166
Moonsiffs, ...	3527	3504	2619	3443	2608	3494	2	3	618	638
Total, ...	10188	10227	8616	10054	8832	10314	4	11	1091	1017
Increase, ...	0	39	0	0	216	260	0	7	0	0
Decrease, ...	0	0	0	0	0	0	0	0	0	74

7. The income of miscellaneous cases during the year has slightly increased, being 39 cases in excess of the previous year's returns. The amount of work disposed of in this Department, has also been more by 216 cases decided on their merits, and 260 finally disposed of, than in 1859. There is however an increase of 7 cases pending on the file more than one year, the total number being 11 as compared with 4 in 1859. The Judge explains that 6 of those cases are before the Judge, and connected with the disposal of intestate property, for the disposal of which the sanction of Government has been requested. The remaining 5 cases are cases of partition, and are under reference to the Collector for execution. The Court attribute no blame to the increase of cases pending beyond a year. They hope, however, that they may be easily cleared off.

8. The Judge remarks, that Rai Kanjee Sahay is an old and zealous servant of Government, and explains that 43 of his cases which were reversed * in appeal were of the same description. The Court share the good opinion regarding the Principal Sudder Ameen Rai Kanjee Sahay recorded by the Judge, and believe him to be an excellent officer. At the same time, they observe that his duty is far from heavy, his average monthly decisions per mensem being only 22, and his cases pending amounting to above two months' work.

* Appeal. Confirmed. Reversed.
140 66 59

9. Regarding the Sudder Ameen, Mr. Ross says, " Syud Hussun Reza has by the steady and zealous attention to his duties during the past year confirmed me in the good opinion, I had reason to record of him the previous year, and I can

conscientiously affirm that no officer under Government is more deserving of promotion than he is." The Court have lately recommended Hussun Reza for promotion; they observe, * however that the number of cases pending on his file at the close of the year compared with the work accomplished is too heavy, his average monthly number of cases finally disposed of is 37, and his pending file shews 91, or nearly three months' average at this rate of work.

* Decided on trial.	Appeals.	Confirmed.	Reversed.
441	92	41	32

10. The several results attained by the three Moonsiffs in Azimgurh are shewn in the accompanying Memorandum:—

Moonsiffee.	Moonsiff.	Average number of cases finally disposed of per mensem.	Per-centage of cases appealed to those finally disposed of.	Per-centage reversed or modified to total number appealed.	Number of days work left pending at close of year, estimated at average number of cases disposed of during the year.	Average duration of suits.	Per-centage of cases in which one or both parties attended personally to total number finally disposed of.
					M. D.	M. D.	
Azimgurh, ...	Zynool Abdeen, ...	48	10	30	1 18	1 28	70
Mohumdabad,	Khadim Hossein,...	45	15	28	1 4	1 23	49
Nugra, ...	Abdool Mujeed, ...	41	16	29	1 17	1 1	31
Average, ...		44	13	29	1 13	1 17	50

11. The Court observe that the work of these Officers in Azimgurh is not heavy, but it is well kept up, and so far as the above results shew, appears satisfactorily done.

The Judge reports favorably of each of the Moonsiffs, Zynool Abdeen, Khadim Hossein and Abdool Mujeed, and the Court express their concurrence in the commendation bestowed upon them.

12. The annexed statement shews the result of the appeals preferred from the orders of the Revenue Authorities under Act X. of 1859:—

	Number of Appeals.	Number Confirmed.	Number Reversed.
Mr. R. Marriott, Officiating Collector, ...	3	0	1
„ R. Lushington, Deputy Collector & Collector, ...	9	0	0
„ H. A. Harrison, Deputy Collector, ...	20	3	3
„ C. Temple, Assistant Collector, ...	9	2	6
„ W. Sandys, Ditto, ...	1	0	0
„ W. C. Turner, Ditto, ...	2	1	0
„ F. Legge, Deputy Collector, ...	3	0	0
„ Ally Buksh Khan, Ditto, ...	6	1	1
„ Sufdar Hossein Khan, Officiating Ditto,	9	1	0
Total, ...	62	8	11

13. On the subject of punishments for false verification, Mr. Ross writes, " From the reports of subordinate Judges, it appears that the vakeels, &c. have so well understood the real provisions of Section 24, that during the last year there has not been a single case committed." The Court find it difficult to put credit in the inference that no false suits were brought within the year.

14. The average duration of suits was as follows:—

	Months.	Days.
Judge, ...	3	13
Principal Sudder Ameen, ...	4	9
Sudder Ameen, ...	2	20
Moonsiff, Azimgurh, ...	1	28
„ Mohumdabad, ...	1	23
„ Nugra, ...	1	1

In regard to the Judge's average it is explained that the cases in appeal were greatly in excess (209) of those of last year, and that delay had been caused since the introduction of Act VIII. of 1859 by the necessity of always summoning the respondent. Respecting the Principal Sudder Ameen it is stated that " on his file the cases were few number, and several suits had been recently made over to him." Mr. Ross adds, that if merely the " *original* cases in appeal before the Principal Sudder Ameen" had been taken into account, his average would have been two months and nine days. The Court hope to see improvement in the current year, especially in the results obtained by the Principal Sudder Ameen.

15. The statement shewing the personal attendance of parties to suits has been carefully prepared, and is very satisfactory. The percentages of personal attendance to cases disposed of are exhibited marginally. * The Judge explains that the non-attendance case resolve themselves into:

* Moonsiff, Azimgurh, 70 per cent.
„ Mohumdabad, 49 „
Sudder Ameen, 38 „
Principal Sudder Ameen, Moonsiff, Nugra, 31 „

(1.) Cases disposed of *ex parte*.

(2.) Cases where the parties being purdah nusheens could not personally attend, and being residents more than 50 miles from Court ould not be summoned, and.

(3.) Cases in which there was no need to summon the parties for the plain exposition of facts made by their pleaders.

16. The number of debtors in Jail was 17 in comparison with 29 in 1859, and 17 in 1858, and the Judge did not notice any abuse on the part of his subordinate Judges in the exercise of the power of imprisonment in execution of decrees.

17. The Court are glad to observe that sales in satisfaction of decrees have been postponed in 33 cases under the provisions of the Court's Circular No. 25, dated 28th August last, and Section 244, Act VIII. of 1859. They trust that the arrangements thus effected, the lawful rights of the decreeholder have been duly respected.

18. The Judge reports that 30 random cases selected from those decided subsequent to Act VIII. of 1859, have been found to be to ⅛ less in bulk as compared with a similar number chosen for cases decided before the passing of the Civil Code. The Court would wish to learn the result in the case of each Court.

19. It is satisfactory to learn that written statements are generally very concise and free from prolixity and argument.

20. The Judge decided no original suits in the past year, and explains that there were only 2 cases of the nature alluded to in the Court's Circular Order No. 624,

dated 3rd April 1857, one of which was decided by Soolehnamah. The Court hope he will be able to give effect to the provisions contained in the above Circular during the current year.

21. Mr. Ross remarks, that since the introduction of Act X. of 1859, the files of the subordinate Judges have been reduced in the proportion of one-eighth, as marginally shewn. The Court however observe, that there may be, and are doubtless, other reasons at work, which the Judge should have weighed and considered.

1859.	1860.
Instituted.	Instituted.
2,937	2,572

22. The surplus of tullubana at the close of the year, after providing for the salaries of muzkooree peons, appears to be Rs. 87-12-3½, according to the statement submitted by the Judge. But as in the three Courts of the Principal Sudder Ameen and Moonsiffs of Mohumdabad and Nugra, there is neither surplus nor deficit exhibited, the Court are induced to believe that in these Courts, the system of paying *fixed* salaries does not actually obtain. The Judge is requested to inform the Court what was the actual monthly payment made to each muzkooree in the Courts abovementioned, for it would seem as if the sum remaining, after deducting Nazir's merana, had been actually divided, leaving neither surplus nor deficit in regard to these Courts.

23. In calculating the income of Stamps, as compared with the cost of the salaries of subordinate Judges and establishment, Mr. Ross has inadvertently included the Zillah Judge in the return. Excluding the Court of the Judge, the total result shows a net gain to Government of Rs. 1,212-14-8.*

* Gross gain,	...	4,261	14	8
Loss,	...	3,049	0	0
Net gain,	...	1,212	14	8

24. The Judge and his subordinates are of opinion that confessions of judgment were *bona fide*, and not collusive.

25. The total value of suits, original and appeal, litigated in Azimgurh during the year, amounted to Rs. 3,42,741, and the costs to Rs. 62,136; giving an average per-centage of costs to value of Rs. 15, and of costs to suit of Rs. 23.

This matter is at present under the consideration of the Court, who will shortly issue instructions on the subject.

26. Mr. Andrew Ross was Judge of the district during the year, sitting 169 days for the disposal of Civil business.

The Court have had occasion, in one or two instances during the year, to censure Mr. Ross for the inconclusiveness of some of his decisions. The general results of the Annual Returns are, however, satisfactory, and the Court believe Mr. Ross to be a pains taking and industrious Officer, and hope the defects alluded to may be cured by increased experience.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Azimgurh for his information, and that another copy be submitted to Government.

No. 346 OF 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*
Dated Agra, the 18th February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 3, dated the 24th January 1861, from H. G. Astell, Esquire, Judge of Jounpore, submitting his report on the administration of Civil Justice in that district, during the year 1860, accompanied by the prescribed statements.

1. The state of the Regular Files was as follows :—

COURTS.	INSTITUTED.		DECIDED.				PENDING.			
			1859.		1860.		Above one Year.		Total pending on 1st January.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	403	666	132	148	267	285	1	0	229	500
P. S. Ameen,	146	129	205	234	327	354	1	3	191	107
Moonsiffs, ...	1572	1279	1657	1831	1197	1324	0	1	318	275
Total, ...	2121	2074	1994	2213	1791	1963	2	4	738	882
Increase, ...	0	0	0	0	0	0	0	2	0	144
Decrease, ...	0	47	0	0	203	250	0	0	0	0

2. There is a decrease of 47 cases instituted during the year. This falling of would have been considerably greater had there not been an increase of 263 cases on the Judge's file, as the decrease of Moonsiffee cases alone amounted to 293.

3. The state of the files the Court cannot accept as altogether satisfactory. The number of cases pending on 1st January 1861 exceeds that pending on 1st January 1860 by 144 cases, notwithstanding the facilities for disposing of such cases, afforded by the new Code, and no explanation of this has been given by the Judge.

The increase belongs altogether to the Judge's file, which shewed 500 cases pending at the close of the year, to 285 cases finally disposed of during the twelve months. At this rate of disposal, the pending cases would take 21 months to clear. The Court admit that the Judge has disposed of more work than he did in 1859, but his average of cases decided per mensem (26, reckoning 11 months) must be considerably exceeded, if he would keep pace with the increasing number of cases instituted.

4. On examining the detail of the work accomplished by the Judge, the Court observe that as many as 113 cases were appeals from Moonsiffs,—a class of cases which the Principal Sudder Ameen would be competent to decide, and of which description 242 remained on the Judge's file at the close of the year, while there were only 5 original suits and 59 appeals from the Principal Sudder Ameen disposed of during the year. The number of the latter cases is too large. The Court observe that the Judge would have done better to have decided more of the Principal Sudder Ameen's appeals, and should now make over most of his Moonsiffs' appeals to the Principal Sudder Ameen, and clear off himself, without delay, his pending cases of Act X. of 1859, and Principal Sudder Ameen's appeals.

5. The entry of 3 cases, pending upwards of one year, would seem erroneous, (see Statement No. 1, Part 3,) and should be 4. The Judge has failed to explain the causes of delay in the remarks to this statement as he should have done.

6. The following was the state of the Miscellaneous Files :—

Courts.	Instituted.		Decided.				Pending on 1st January.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	860.	1861.
Judge, ...	2797	2929	2675	2747	2803	2910	0	1	159	190
P. S. Ameen, ...	780	808	632	794	702	931	1	0	221	119
Moonsiffs, ...	2629	2439	1995	3062	1859	2432	0	0	354	367
Total, ...	6206	6176	5302	6603	5364	6273	1	1	734	676
Increase, ...	0	0	0	0	62	0	0	0	0	0
Decrease, ...	0	30	0	0	0	330	0	0	0	58

7. Here also there is only a slight decrease in the number of cases instituted, amounting to 30 on the whole zillah. In the Judge's Court there is an increase of 132, and in those of the Moonsiff's a decrease of 190.

The amount of work disposed of shews a trifling decrease, there being an increase of 62 in the number of suits decided on their merits, against a decrease of 330 finally disposed of.

8. The cause of delay in the disposal of the old cases pending on the Judge's file is explained to be owing to the Court's order for the postponement of sale in execution of a decree.

9. The Judge notices the Principal Sudder Ameen, Moulvee Ussudoollah Khan, in terms of commendation. The Court would prefer that less general terms were

used, and that Mr. Astell had noted and remarked on the particular results of the Principal Sudder Ameen's labour. They have referred to the statement of work performed by him, which is scarcely such as to deserve praise. The Principal Sudder Ameen's work is light, he having disposed of only 29 cases on an average per mensem. Such being the case, the average duration of his suits, 8 months and 13 days, is far too long, and should have been made the subject of special explanation. Again, the cases in which one or both of the parties attended are only 8 per cent. of the whole number disposed of by the Principal Sudder Ameen,— a result which the Court cannot consider favorable. The Court do not think that the Judge has sufficiently acquitted himself of his duty of superintendence, when he contents himself with remarking: "I believe that he summons the parties themselves, or their authorized agents, whenever he thinks that the merits of the case would be more easily ascertained by such a course."

10. The following general statement exhibits the results of the work performed by the Moonsiffs:—

Moonsiffee.	Moonsiffs.	Average number of regular cases finally disposed of monthly.	Per-centage cases appealed to those finally disposed of.	Per-centage reversed or modified of appeals.	Number of day's work, &, &c.	Average duration of suits.	Per-centage of cases in which are shown No. of parties present, &c.
					M. D.	M. D.	
City Jounpore,...	Mahomed Kamil, ...	49	23	39	2 7	3 2	44
Pergunnah ditto,	Mahomed Mehndee Ali,	37	19	24	3 0	2 26	29
Muryahoo, ...	Md. Abdool Ruhman,...	23	25	48	2 9	2 5	25
	Average, ...	36	22	37	2 15	2 21	32

The amount of work performed by Moonsiff Mahomed Kamil* is fair; the per-centage of cases appealed, and of decisions reversed or modified, too high; his arrears pending too heavy. The duration of his cases is nearly double what it might be, but the result of the attendance of parties in his Court is good. The work performed by the 2nd Moonsiff, Mehndee Ali†, is light; the number and issue of his cases appealed are certainly favorable, but his arrear of pending works is improperly heavy; his term of duration of suits more than it should be; and the number of cases, in which personal attendance was obtained, too low.

* The Judge says: "Mahomed Kamil has established a very high character for honesty and impartiality. He is most industrious."

† "Mehndee Ali, I believe, does his best to carry out the instructions of No. 11. The small number of this Officer's decisions, which have been reversed in appeal, is very creditable to him."

Abdool Ruhman,* Moonsiff of Muryahoo, has had exceedingly light work, notwithstanding which, the result of appeals from his orders is highly unfavorable, and the arrears on his file are too heavy. His duration of suits is the best obtained in the district, and fair. His proportion of attendance cases is however much below the proper averment, and the results shewn of the Moonsiff's labors must be regarded as generally unfavorable.

* "I have heard nothing against this Officer's character. The number of his cases, reversed and modified, is however unfavorable to his judgment."

11. There were 24 cases of confession of judgment in the Courts of the subordinate Judges, all of which are reported to have been *bonâ fide*.

12. From some misunderstanding on the Judge's part, the new tullubana system, elsewhere introduced on 1st April, here took effect only from 1st July, and since then it has not been superintended so carefully as the Court hope will be the case in the current year. An excessive number of muzkoorees, beyond the receipts of the Courts, has been allowed to be maintained in the Courts of the Principal Sudder Ameen and Moonsiffs of Muryahoo and pergunnah; still, there results a balance of Rs. 42-14-1, if the Judge's return is correct. When more carefully superintended, better results will be shown.

13. Mr. Astell observes: " There has been only one instance of a reference to the Collector under Section 244. This was made by the Principal Sudder Ameen, and is still pending. (The Court observe that they presume the Judge meant by the Collector the Principal Sudder Ameen, such being the course proposed by Law.) In the case alluded to, the Deputy Collector appears to me to misunderstand this Section, for he has proposed I see an instalment proper, extending over six years, supported by the hypothecation of the judgment debtor's estate. Such a measure is not what I believe was intended by Section 244. The Court concur in this view; and remark that, under the proposed arrangement, the decree was to be put off for six years, the only security being the property, which the decree-holder might have sold at once; yet if the decree-holder were contented with the arrangement, there might, in the Court's opinion, be no objection in the Deputy Collector making a representation on the subject to the Civil Court.

14. The bulk of the records is said to have decreased about half by the new Procedure Act, while the written statements are about a quarter shorter than before, and less prolix and argumentative.

15. Mr. Astell has explained that the state of the general business of his own Court has prevented him from withdrawing more than 11 original cases from the subordinate Courts to his own file. The Court hope this matter will not be lost sight of during the current year.

16. The Court note that there have been no commitments under Section 24, Act VIII. of 1859. The small decrease of 47 regular cases, instituted during the year, is attributed by Mr. Astell to the working of Act X. of 1859.

17. The Judge has not noticed any abuse on the part of the subordinate Judges of the power of imprisonment conferred on them by Act VIII. of 1859. The number of debtors in Jail during the year was 43. In future returns, a detail of the particular Courts ordering imprisonment in execution should be furnished.

18. The Judge has quoted the average duration* of suits more favorably than it really is. The average, not the total of Moonsiffs' duration, should be given at the foot. The general average is 4 months and 18 days. The Court cannot but remark on the exceeding and improperly high average of the two Superior Courts, 6 months and 16 days, and 8 months and 13 days, which is very unfavorable, though on behalf of the Judge it must be admitted that he had a heavy file, and was absent for a month during the year. The City Moonsiff's average, 3 months and 2 days, is also unfavorable. The Court hope for better result in the current year.

	Months.	Days.
* Judge, ...	6	16
Principal Sudder Ameen, ...	8	13
Moonsiff City, ...	3	2
Ditto Pergunnah, ...	2	26
Muryahoo, ...	2	5

19. On the subject of the embarrassed state of his file, and in connection with Act X. of 1859, Mr. Astell observes :—" The very great increase of the state of my

file on 1st January 1861, compared to 1st January 1860, is owing to the large number of appeals under Act X. of 1859. This number, up to the end of the year, amounted to 203, of which I have decided 105. Of these I have reversed 47, confirmed 45, and amended 13. The result of my observation on the working of the Act is unfavorblae. But my objection is rather to the agency by which the Act is worked, than to the Act itself. I observed in a great majority of the cases which came before me, that the legal procedure prescribed by the Act was generally unattended to. In may cases I found it impossible to come to any opinion, without sending again for the Putwaree. I believe, however, that the Collectors and their subordinate Officers have not the time to carry out the provisions, and act as they should do." As no appeals of this description have come before the Court, they are unable to give a definite opinion on the subject. They remark, however, that another Judge has stated his opinion that Act X. of 1859 would overburden the Revenue Authorities. Should the Court herefter find any reason to believe that the disposal of these cases is not sufficiently well done by the Revenue Authorities, they will not fail to communicate their opinion to Government. At the same time they would notice the extraordinary number of the Jounpore rent appeal cases instituted during the year, amounting to five times the average of the other districts in the Benares Divisions, and request the Judge to explain, after communication with the Collector, what may be the reason of the excess.

* Benares,	...	...	36
Goruckpore,	...	...	25
Mirzapore,	...	...	34
Azimgurh,	...	...	60
Ghazeepore,	...	...	78
Average of five districts,	46 and 1-5th	...	
Ghazeepore, ...	244	...	

20. The net gain to Government, realized from the sale of Stamps in subordinate Courts after deducting the costs of their Courts, amount to Rs. 3,563-14-0.

21. The total value of suits, original and appeal, litigated in zillah Jounpore in 1861, ounted to Rs. 6,39,037-11-3, and the costs to Rs. 59,642-10-7, giving an average per-centage of costs to value of Rs. 16, and of costs to suit of Rs. 34. The subject of costs is at present under the Court's consideration, and will be treated separately.

22. Mr. Astell was Judge of Jounpore throughout the year, with the exception of one month's absence on privilege leave, and he sat 178½ days, for the disposal of Civil business

The Court, on a review of the general result of the Civil administration of this district, think that the benefits expected from Act VIII. of 1859 have not yet been developed properly in the zillah, by increased expedition, a despatch of business, diminished duration of suits, and increased confronting of parties; and they look to the Judge to make every exertion in the coming year to effect these objects.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Jounpore for his information, and that another copy be submitted to Government.

No. 404.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 16th February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 6, dated the 21st January 1861 from Khoorshaid Ali Khan, Principal Sudder Ameen, in charge of the current duties of the Civil Judge of Mirzapore, submitting his Report on the administration of Civil Justice in that district, during the year 1860, accompanied by the prescribed statements.

1. The state of the Regular Files was as follows :—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	229	149	172	190	95	100	0	7	74	82
P. S. Ameen, ...	156	190	188	212	165	191	1	0	29	78
Moonsiffs, ...	1,325	1,198	1,147	1,476	917	1,237	0	0	174	143
Total, ...	1,710	1,537	1,507	1,878	1,177	1,528	1	7	277	303
Increase, ...	0	0	0	0	0	0	0	6	0	26
Decrease, ...	0	173	0	0	330	350	0	0	0	0

2. There was a decrease of 173 cases instituted during the year, the reason of which is explained by the Principal Sudder Ameen to be owing to the operation of Act X. of 1859 on the files of the Moonsiff second Division and Chunar. The Court however observe that the income of suits on the Principal Sudder Ameen's own files showed an increase of 34 cases.

3. The Court remark, that the work performed by the Principal Sudder Ameen is light, and averages for his decisions, as Principal Sudder Ameen, 16 per month. At this rate the pending cases (78) would take five months to clear off. Adding his Moonsiffee cases, which give an average of 17, the total cases disposed of average 33 per mensem, which is a light average. The Court hope that this officer may be able to get through increased work in the current year, more especially as the number of cases on his Moonsiffee file amounts to upwards of four months work at the rate at which he is disposing of them.

4. There were seven cases pending on the file at the close of the year, which had then been on the file more than a twelvemonth; but all these belonged to the Judge's Court, and have been satisfactorily accounted for by the vacancy in the office of Judge.

5. On the whole, the files of pending cases have been reduced by 26, owing to the fewer number of institutions during the year.

6. The miscellaneous files were as follows :—

Courts.	Instituted.		Decided.				Pending on 1st January.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	2013	1973	2012	2041	1813	1907	2	0	106	172
P. S. Ameen, ...	666	676	592	692	509	1018	0	0	63	71
Moonsiffs, ...	1812	1762	1113	1864	998	1803	0	0	204	163
Total, ...	4491	4411	3717	4597	3320	4728	2	0	373	406
Increase, ...	0	0	0	0	0	131	0	0	0	33
Decrease, ...	0	80	0	0	397	0	0	2	0	0

7. The Court observe that there has only been the slight decrease of 80 cases in the income of miscellaneous suits during the year. The amount of work disposed of has however diminished in rather a larger proportion than in the regular files, and the number pending at the close of the year has increased from 373 to 406 cases.

8. It is satisfactory to learn that there were no old cases on the miscellaneous files at the close of the year.

9. Khoorshaid Ali Khan was Principal Sudder Ameen during the year, and in charge of the current duties of the Judge's office, from 21st June to 9th September.* His duration of suits, 2 months 10 days, is satisfactory, as is his statement of personal attendance, 61 per cent., and the result of appeals. The Court have a high opinion of the merits of this officer, who continues to maintain his previous high character ; and they will be glad to promote him to the higher grade, when his position on the list warrants this step.

* Appeals. Confirmed. Reversed.
22 18 4

10. The accompanying statement shews the works of the Moonsiffs in Mirzapore to be exceedingly light, each moonsiff having, on an average, disposed finally of only 18 cases per mensem. The result of appeals is however generally favorable, and the pending cases, except those of the Principal Sudder Ameen, are not heavy.

The results as to duration are satisfactory, and good effect has been given by each Moonsiff to the fundamental principle of Act VIII. of 1859.* On the whole, therefore, the Court consider both the Moonsiffs, Ajoodhia Pershad and Kishen Dyal, to be efficient, especially the former, who is particularly so.

* Personal attendance, 67 and 65 and 85 per cent.

Moonsiffee.	Moonsiff.	Average of regular cases finally disposed of per mensem.	Percentage of appeals.	Per centage reversed or modified.	No. of days' work pending at close of year.	Average duration of suits.	Per centage of attendance cases.
					M. D.	M. D.	
Moonsiff 1st, ...	Ajoodhia Pershad, ...	45	5	11	1·0	1·8	69
Moonsiff 2nd, P. S. Ameen, ...	K. A. Khan,	30	7	30	2·12	2·3	65
Moonsiff of Chunar,	Kishen Dyal,	27	10	86	0·27	0·27	85
Average, ...		34	7	25	1·13	1·20	71

11. The Court are of opinion, as already separately expressed, that, in the revised measures in contemplation, the Civil establishments of Mirzapore may be reduced.

12. No persons were committed under Section 24, Act VIII. of 1859, during the past year.

13. The statement, shewing the average duration of suits, has already been alluded to.

	Months.	*Days.*
Judge, ...	4	4
Principal Sudder Ameen, ...	2	10
1st Moonsiff, ...	1	8
2nd Ditto.	2	3
Chunar, ...	1	19

These results are generally satisfactory, taking into account the vacancy in this Judgeship.

14. There were 37 debtors in jail, in execution of decrees. The Principal Sudder Ameen makes mention of one case in which the 2nd Moonsiff imprisoned a defendant in execution of a decree for Rs. 24 for six months, who, under Section 278, ought to have been released after three months' confinement, and explains that this defendant, under Section 281, had presented a petition, stating that he had no property in his possession, which assertion proved to be false, and a certain period was allowed to plaintiff, in which he might have recourse to the sale of defendant's property. Thus defendant was detained in prison till the sale of the property was effected to prevent nominal objections being made. The Court observe that the Principal Sudder Ameen's remark is obscure, and desire the meaning of this transaction to be more fully explained.

15. No cases are stated to have occurred under Section 244, Act VIII. of 1859, and the Principal Sudder Ameen in charge is requested to communicate with the Collector, and ascertain, for the Court's information, how many execution sales have taken place during the year, and why no effect was given to Section 244 in any case.

16. A slight decrease is reported to have been found in the bulk of the records of Civil suits since the introduction of Act VIII. of 1859.

17. The new tullubana system has been successfully worked, and yields a small surplus of Rs. 184-7-11, notwithstanding a considerable deficit in the Court of the second Moonsiff, from want of attention to the Court's instructions to reduce the establishment in each Court to the limit of its receipts.

18. The Stamps return, as correctly calculated, shews a net gain to Government, realized from the income of Stamps in subordinate Courts, after defraying the costs of these Courts, of Rs. 6,445-2-6.

19. The total value of suits, original and appeal, litigated in zillah Mirzapore, in the year under review, amounted to Rs. 5,21,675-6-4, and the costs to Rs. 65,990-9-9, giving an average per-centage of costs to value of Rs. 11, and of costs per suit of Rs. 43.

20. Mr. J. Lean was Judge of the district from 1st January to 20th June, * and Mr. M. B. Thornhill from 10th September to 30th November, Khoorshaid Ali Khan, Principal Sudder Ameen, being in charge of the current duties intermediately, and to the close of the year.

* Excepting a month, while absent on privilege leave.

Mr. Lean sat 58 days for the disposal of Civil work, and decided 86 cases, and Mr. Thornhill four days, in which he decided 14 cases.

On the whole, the Court think that Civil business, though limited in this zillah, has been very satisfactorily conducted.

Messrs. Morgan, Gubbins, and Wylly's opinion.—This zillah has had the good fortune to be presided over for several years by Mr. Lean, whose high character and judicial qualifications have frequently been noticed by the Government, and the Court, who have the benefit of Mr. Lean's experience in the Court.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Mirzapore, for his information, and that another copy be submitted to Government.

No. 452 of 1861.

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces.*

Dated Agra, the 16th February 1861.

PRESENT:

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 4, dated the 19th January 1861, from William Edwards, Esquire, Judge of Benares, submitting his report on the Administration of Civil Justice in the district during the year 1860, accompanied by the prescribed statement.

1. The state of the Regular Files was as shown in the following table:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
			1859.		1860.		Above one year.		Total pending.	
	1859.	1860.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	206	231	101	110	252	282	0	0	47	5
P. S. Ameen, ...	154	176	269	289	197	225	0	0	34	37
Moonsiffs, ...	1,430	1,366	1,394	1,632	1,248	1,404	0	0	214	133
Total, ...	1,790	1,773	1,764	2,031	1,697	1,911	0	0	295	175
Increase, ...	0	0	0	0	0	0	0	0	0	0
Decrease,... ...	0	17	0	0	67	120	0	0	0	120

2. There was a slight decrease of 17 cases instituted in 1860, as compared with 1859. This falling off is confined to the Moonsiffs' Courts, and is not specially noticed by the Judge.

3. There was also a decrease of 67 cases decided on trial, and 120 finally disposed of. The amount of work performed by the Judge himself, however, shows a very large increase, amounting to 151 cases decided on trial, of which 4 are stated to be original suits, and 171 finally disposed of. The Court of the Principal Sudder Ameen shows a falling off of 72 and 64 in these classes respectively, but this diminution has been sufficiently accounted for by the fact noted by the Judge, that none but original suits were taken up by the Principal Sudder Ameen, as the Judge deemed it advisable, with the view of watching the working of the law, to dispose himself of the appeals of all the Courts subordinate to him.

4. The pending files have been reduced from 295 to 175 (or 120 cases), a result which the Court consider satisfactory. There were only 5 cases on the Judge's file, the oldest of which had been instituted on 20th November, and had been post poned by

desire of he respondents. In regard to the Moonsiffs, the Judge states that their pending files would have been less than they are, but for causes to which he will subsequently allude.

5. In illustration of the satisfactory nature of the files of the Civil Courts of Benares, Mr. Edwards annexes the following table, showing the number of cases instituted, and those left pending in the years indicated.

	Instituted.	*Pending.*
1835, ...	2,212	1,475
1840, ...	1,384	1,640
1845, ...	1,963	„
1850, ...	1,935	1,699
1855, ...	1,368	995

6. The Court are glad to notice that no case has been pending more than a year on the Benares files.

7. The miscellaneous files shew the following results :—

Courts.	Instituted.		Decided.				Pending.			
			1859.		1860.		Above one Year.		Total pending on 1st January.	
	1859.	1860.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1859.	1860.	1860.	1861.
Judge, ...	3,940	3,561	3,865	3,906	3,368	3,507	30	27	184	239
P. S. Ameen,	1,392	1,203	1,200	1,426	1,051	1,259	0	0	101	62
Moonsiffs, ...	1,633	3,170	600	1,736	2,189	3,197	0	0	344	326
Total, ...	6,965	7,934	5,665	7,068	6,608	7,963	30	27	629	627
Increase, ...	0	969	0	0	943	895	0	0	0	0
Decrease, ...	0	0	0	0	0	0	0	3	0	2

8. The increase of cases instituted in the Miscellaneous Department amounted to 969, and occurred solely in the Moonsiffs' Courts, the other Courts having decreased. In like manner the increase of 943 suits decided on their merits, and 895 finally disposed of, belongs entirely to the Courts of the Moonsiffs. It would have been well had the Judge afforded some explanation of these results.

9. Mr. Edwards explains that the 27 cases noted, as pending more than one year on his files, are all cases of intestate property, which cannot be taken up until the expiration of the notices issued under Section 7, Regulation V. of 1799.

10. The Judge annexes a statement, shewing that 30 appeals from the decisions of Mr. R. H. Smith, Principal Sudder Ameen, were confirmed to the same number reversed or modified during the year,—a result which does not seem altogether satisfactory. Of Mr. Smith's character and qualifications Mr. Edwards reports : "The cha-

racter and services of this zealous and industrious Officer are already well known to the Court. I have, in my communication No. 88, dated 31st July last, already brought to the notice of the Court my obligations to him. That he is highly popular with the people, may be gathered from the fact that many applications are made by litigants to have their cases transferred from other Courts to his for decision, and that these are on the increase."

11. Mr. Edwards annexes a table, shewing the number of decrees completely and partially executed, and pending in 1858, 59 and 60, which he considers highly satisfactory and creditable to Mr. Smith.

YEAR.	*Number instituted.*	*Completely executed.*	*Partially executed.*	*Pending at close of year.*
1850, ...	282	84	78	89
1859, ...	290	77	75	79
1860, ...	299	122	80	52

Considering that Mr. Smith and Mr. Edwards, in addition to their ordinary duties, disposed of 263 Special Commission cases under Act IX. of 1859, the Court consider that the amount of work performed by them is exceedingly creditable to both.

12. The following statement exhibits the general results of the work performed by the Moonsiff:—

Moonsiffee.	Moonsiff.	Average number of cases finally disposed of per mensem.	Per-centage of cases appealed to those finally disposed of.	Per-centage reversed or modified of Appeals.	Number of days' work left pending on file at rate of disposal.		Average duration of Suits.		Per-centage of cases in which one or other parties were present, to number finally disposed of.
					M.	D.	M.	D.	
Secrole, ...	Bhugwan Pershad,	27	9	29	0	27	2	6	84
Chandnee Chouk,	Mahomed Ali Khan,	37	11	56	1	3	1	24	43
Serae Moghul, ...	Sirdar Sing, ...	19	10	27	0	26	1	16	94
Juggutgunj, ...	Enayet Hossein, ...	33	8	36	1	1	1	20	76
	Average, ...	28	9	37	1	2	1	24	74

13. Assuming the statements to be *bona fide*, the work done by the Moonsiffs is very light; the Court which has performed much work, Chandnee Chouk, shewing an average of 37 cases per mensem only, while Serae Moghul has only 18. There can be no doubt, the Court observe, that the Subordinate Civil Courts of Benares admit of considerable reduction. As however the Court's proposals for the remodelling of the Civil Courts of this zillah are before the Government, the Court will refrain from moving in this matter until further instructed. The result of appeals does not seem creditable to Mahomed Ali Khan, Moonsiff of Chandnee Chouk. In other respects the returns are generally favorable.

14. Mr. Edwards, however, is of opinion that the returns do not afford a true and just representation of the actual state of Civil business in his district. The tendency of Act VIII. of 1859 has been to cause a great diminution in the number of Civil suits; and he remarks, that in consequence of the diminution of business

before them, and the reported reduction in the Civil Courts of Benares, the Moonsiffs of that district have become alarmed, and with the view of averting such a catastrophe, have endeavoured, by all means in their power, to increase litigation, in order to exhibit on their statements an undiminished amount of business transacted by them.

15. The Judge further goes on to state that he had reason to believe, from information he had received, that the Moonsiffs had induced their Vakeels to increase number of plaints instituted in their Courts; and the result had been that numbers of parties had been, by threats or cajoling, induced to prefer suits, who had no intention of doing so. Though this fact was not susceptible of direct proof. Mr. Edwards's suspicions seem to have been further aroused by the circumstance, that out of 1,537 cases instituted, 544 had been decided by confession of judgment, or *ex parte*, or dismissed in default, or otherwise adjusted; so that he had arrived at the conclusion, that "a very large proportion of the business before these Courts was factious, and composed of suits which they themselves, or their myrmidons, had caused to be instituted."

16. That fictitious suits are occasionally instituted in Benares, as in other districts, the Court readily believe, but they doubt whether defendants could be found in sufficient numbers to confess judgment to claims totally groundless; or Vakeels and Moonsiffs foolish enough to expend large sums of money in the purchase of stamps for fictitious suits, merely for the purpose of swelling the apparent numbers of cases instituted. It is well that the Judge should be accessible to information of every kind. But they are of opinion that if he personally examined a number of cases (as he appears to have done) he might probably have found traces, showing conclusion, if it really existed; and the Court must hesitate, before they can accept as correct, the Judge's surmise. It can scarcely be doubted, that, if such impropriety actually existed, as Moonsiffs requiring Pleaders to file a certain number of cases, the fact might easily be ascertained at any rate before they adopt such a general assumption against the Judicial Officers of the Benares district. They would like to hear what the Moonsiffs have to say on the subject. The Judge is therefore requested to submit a full explanation, with the Moonsiffs' replies. In regard to the number of cases of confession of judgment, &c., it is certainly large; but the Court will delay further comment on this point, till they are in possession of a General Statement for all the zillahs in these Provinces.

17. Mr. Edwards further observes, that the Moonsiffs have not only, by indirect means, increased the number of suits pending before their Courts, but under the authority of an old Circular, prescribing a specified number of suits to be disposed of each month, have avoided clearing off the cases as speedily as they might have done. The Court however notice that Statement 1, Part II, shews that the cases *pending* at the close of the year were, in the Moonsiffees of Chandnee Chouk and Serae Moghul, *less* than the average of one month's work, and in Secrole and Juggutgunj a little over it. The Court will and have attended carefully to the duration of suits reached in each Court. The statement submitted by the Judge, however, having been found incorrect, has been returned for correction.

18. Mr. Edwards makes some further remarks, in disparagement of Moonsiffs in general, and those of zillah Benares in particular. The establishment of a Court of Small Causes at Benares will, the Court trust, remove the evils complained of, and no observations on the general question of Moonsiffs' qualifications seem called for.

19. The Judge has recommended the abolition of the system of refunding the value of the stamp in cases settled by razeenamah, with reference to "the state of things he has found existing in the Moonsiffs' Courts," and on consideration of the

great attention which the new system of Civil Procedure has introduced. This subject cannot conveniently be treated in a Resolution passed on a district report, and the Court will defer their remarks till the submission of their General Report.

20. In paragraphs 23 to 26 of his report, the Judge has given a minute analysis of the cases entered in the returns of Mahomed Ali Khan, Moonsiff of Chandnee Chouk, as decided *ex parte*, on confession of judgment, dismissed by default, or otherwise adjusted, and states the actual number of cases decided under the several headings to be 272, which being deducted from 487, the number instituted leaves 215 cases decided on trial, observing, that with few exceptions he considers the 272 cases to be fictitious.

Appeals.	Confirmed.	Reversed or modified.
57.	22.	29.

The Court consider that the Judge has acted quite properly in over-hauling these cases, and comparing them with the returns. But they think he would have done better to have reprimanded the Moonsiff, and caused the return to be corrected (which should now be done), when much of the detail, which too much encumbers his report, might have been avoided.

21. In like manner Mr. Edwards, in paragraphs 27 to 30, has analyzed the returns of Enayut Hossein, Moonsiff of Juggutgunj, and states the result to be that a total of 350 cases were found to have been either decided *ex parte*, by default, adjustment, or confession of judgment, which, out of 446 original suits, leaves 96 decided on trial. With few exceptions these 350 cases are stated to be fictitious.

Appeals.	Confirmed.	Reversed. or modified.
32.	26.	15.

The Court are of opinion that the Judge should have called on the Moonsiff for explanation, and made him correct his returns, which he is now requested to do. The Court can not accept altogether the Judge's inference, that 272 suits in the one case, and 350 in the other, are fictitious. They would ask, who are the parties to be benefitted by these cases, and by whom is the large outlay of money for stamps made? The cases so denominated may be cases which, when the alteration of Law permits confession to be registered without suit would not have existed. But the Moonsiff must give judgment on confessions. Section 73, the Court observe, is intended to protect parties "not before the Court," from the effect of fictitious decrees, and any person who may be likely to be affected by the result of the suit may intervene. The Court think that sufficient regard is not given to the above most important Section by parties, or by the Courts.

22. The returns of Bhugwan Pershaud, Moonsiff of Secrole, appear to have been found by the Judge to be more generally correct, though he takes exception to the register of 73 cases in which soolahnamahs were filed, under the heading of "Decided on trial." It is possible, however, the Court remark, that in scrutinizing the files of the Moonsiffs, the Judge may have overlooked the existence of a Circular, which prescribes that "*all* cases in which a decree passes must be entered as *decided on trial.*" This circumstance should be borne in mind by the Judge in revising these return.s

Appeals.	Confirmed.	Reversed or modified.
41.	26.	11.

23. The Judge has no fault to find with the returns of Sirdar Singh, Moonsiff of Serae Moghul, so far as the cases decided by him have been entered under the headings to which they belong; but the number of cases, 177 (out of 247 institutions,) decided *ex parte*, &c. has led him to the conviction that in this Moonsiffee also parties have been brought into Court merely to

Appeals.	Confirmed.	Reversed or modified.
31.	19.	8.

increase the apparent amount of business transacted. The Court are not sure that this proportion, though large, is much in excess of the number of similar cases decided elsewhere, the great majority of which are reported to have been *bona fide;* but this subject can be better disposed of, when the general return of all the districts is before the Court.

In 1859 there were 239 confessions and 309 *ex parte* decisions, the confessions amounting to 17 per cent.

24. The Judge gives the following statement, exhibiting the average duration of suits in 1840, 1850, 1859 and 1860 respectively in the various Civil Courts in his district:—

Courts.	1840.		1850.		1859.		1860.	
	M.	D.	M.	D.	M.	D.	M.	D.
Judge, ...	5	7	8	19	3	2½	1	25
Principal Sudder Ameen, ...	10	7	6	1	3	24½	1	15
Moonsiff, Secrole, ...	7	2	6	1	2	26	2	6
,, Chandnee Chouk, ...	7	11	4	12	3	29	1	24
,, Serae Moghul, ...	7	4	4	3	2	21	1	20
,, Juggutgunj, ...	5	7	4	9	2	8	1	10½

25. This statement supplies the defect in the separate statement. The result attained is remarkably good. The Court will record further remarks, on a review of the general results of the Courts of the North Western Provinces, which shall be communicated to the Judge in due course.

26. The returns of the personal attendance of parties vary very much.* In the Principal Sudder Ameen's Court the average is low; viz. 24 per cent. It should have been explained why this is not too lax an enforcement of the fundamental principle of personal attendance. There is also much difference of practice among the Moonsiffs, which the Judge might have explained, or observed upon. The Moonsiff of Serae Moghul has had 94 per cent. personal attendance cases, while the Moonsiff of Chandnee Chouk has only had 43 per cent. One of these two has probably departed from the Court's instructions, and needs correction.

* Principal Sudder Ameen, per-centage of attendance, ... 24
Moonsiff of Secrole, ... 84
Chandnee Chouk, ... 43
Serae Moghul, ... 94
Juggutgunj, ... 76

27. The Court are glad to learn, from the returns given by the Judge, that Sections. 273 to 283, Act VIII. of 1859, have worked satisfactorily, and that no abuse of the power of imprisonment has been exercised by the subordinate Judges, debtors in Jail having decreased from 58 to 43.

Year.	Number of persons confined.
1856, ...	87
1857, ...	59
1858, ...	67
1859, ...	58
1860, ...	43

Detail of imprisonment in 1860.

Principal Sudder Ameen, ...	10	persons.
Moonsiff, Secrole, ...	8	,,
,, Chandnee Chouk,	10	,,
,, Juggutgunj, ...	11	,,
,, Serae Moghul ...	4	,,
Total, ...	43	persons.

28. In paragraphs 41 to 43 of his report, the Judge states his opinion in regard to the extension of appeals from orders in execution of decrees on this subject.

The Court need only remark that the new Draft Act appears to make every needed amendment in extending appeals from orders.

29. Mr. Edwards reports that no cases have occurred within his jurisdiction, in which the provisions of Section 244, Act VIII. of 1859, for the temporay alienation of landed property for the realization of decrees, have been resorted to.

30. The statement shewing the income derived from Stamps, after deducting the cost of subordinate Judges, exhibits a gross gain to Government of Rs. 12,470-10-0, less deficit of 822-8-0, which leaves a net gain to Government of 11,648-2-0 at the close of the year. In explanation of the loss of 822-8-0, which has occurred in the Moonsiffee of Serae Moghul, Mr. Edwards states that the tendency of Act X. of 1859 has been to remove the business from this Court into the Revenue Courts; and he adds a recommendation that the Moonsiffee be abolished. The Court's propositions in respect of the Civil Courts of Benares and Mirzapore are before the Government.

31. There were 35 appeals from decisions passed by the Revenue Authorities under Act X. of 1859. Of these, 17 were confirmed, 10 reversed, and 4 cases settled by razeenamah. The decisions of Messrs. Peacock, Ross, and Alone, Deputy Collectors in Benares, are stated by Mr. Edwards to have been extremely well considered, and clearly drawn up, doing great credit to the zeal and ability of these Officers.

32. The Judge has omitted in his report to refer to the operation of Section 24, Act VIII. (of which the Court desired that Judges should make special mention in their Civil Reports, as shewing how far effect had been given to that provision of the Code which empowers Civil Courts to bring to punishment parties guilty of false verification of plaint or other written statement) probably because the Judge had recently submitted his opinion on the subject in a separate communication. In his letter No. 132, dated 26th November last, paragraphs 11 and 12, the Judge observed that this "provision of the Act unless resorted to with the most extreme caution and judicious care will, in my opinion, be productive of the most injurious results to the interests of the people, and go well nigh to close our Civil Courts," * * * my experience leads me to consider that Courts of first instance should not possess this power, but that all cases which they consider should be treated under this Act should be submitted for the opinion and order of the Judge. The shame and disgrace attending a commitment to the Sessions whatever may be the result is great, and the risk at the law at present stands of finding themselves in this predicament is so imminent that I am afraid that many suitors having just claims are effectually deterred from preferring them, and so are debarred from justice." The Court considered the Judge's representation to be so alarming that they called on him to submit immediately "a return of all cases in which either of the parties to Civil suits had been prosecuted on the charge of false verification by order of any of the Courts of original jurisdiction in Benares, shewing the result of the criminal prosecution, and the opinion of the Judge who tried the case as to the propriety or otherwise of the commitment." The return submitted by Mr. Edwards in obedience to this order, with his letter No. 147, dated 4th January last, shewed that there is no ground for believing that any undue exercise of the power given by this section, has taken place at Benares. It shewed that since the enactment of Act VIII. only 4 committals had taken place, all four made by order of the Principal Sudder Ameen Mr. R. H. Smith, in 3 of which the parties were convicted and one commitment only, in which the accused were acquitted is pronounced by the Judge to have been injudicious, the Court observe that the section referred to was introduced to correct a known evil attending the civil litigation in this Provinces, and they view the above result without alarm, and consider it to be creditable to the judgment and energy of Mr. Smith that he succeeded in bringing the parties in 3 cases to punishment.

33. The new system of tullubana has been worked with sufficient success by Mr Edwards, the net surplus after providing for the public service amounting to Rs. 115-5-9, but he has not quite sufficiently observed to reduce the number of peons when they exceed the income, and the Court expect better results from greater attention to this point in the current year.

34. The average number of papers found by examination in each misl disposed of in 1858, amounted to 26 as compared with 11 in 1860; the average being formed on an inspection of the records of 30 cases. The result is considered satisfactory. In future, separate details should be given for each individual Court.

35. The total value of suits original and appeal litigated in zillah Benares in the year 1860, amounting to Rs. 7,61,246, and the costs to Rs. 68,649-15-3 giving an average per-centage of costs to value of Rs. 11, and an average cost of each suit of Rs. 36, separate instructions will shortly issue on this subject.

36. Mr. William Edwards was Judge throughout the year, sitting 120 days for the disposal of Civil business. The Court are satisfied that Mr. Edwards has exercised a zealous and careful superintendence over the Civil administration of the Benares zillah, and has industriously exerted himself to give effect to the improved provisions of the new Civil Code, taking upon himself a larger share than usual of the subordinate appeals, and that he is accordingly entitled to their thanks.

ORDER.—Ordered, that a copy of this Resolution be forwarded to the Judge of Benares, for his information, and that another copy be submitted to Government.

No. 347 of 1861:

RESOLUTION *of the Court of Sudder Dewany Adawlut, North Western Provinces, Dated Agra, the 9th February* 1861.

PRESENT.

Judges,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter, No. 11, dated the 18th January 1861, from S. J. Becher, Esquire, Judge of Ghazeepore, submitting his report on the Administration of Civil Justice in that district, during the year 1860, accompanied by the prescribed statements.

1. The state of the Regular Files is shewn in the following Abstract:—

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Judge, ...	710	759	213	228	138	158	0	0	271	376
1st P. S. Ameen,	249	168	277	313	315	342	2	52	250	303
2nd P. S. Ameen,	119	83	319	344	408	422	1	0	232	208
Moonsiffs, ...	2,902	1,729	2,207	2,770	1,938	2,393	1	0	1,050	421
Total,	3,980	2,739	3,016	3,655	2,799	3,315	4	52	1,803	1,308
Increase, ...	0	0	0	0	0	0	0	48	0	0
Decrease, ...	0	1,241	0	0	217	340	0	0	0	495

2. The Judge attributes the decrease of 1,244 in the number of suits instituted in the year under review to the operation of Act X. of 1859. The Court observe that there were filed in the first 7 months of 1859, 761 suits for rent at which average a large portion of the decrease in the income of suits is accounted for, though other causes may probably have conduced to the same result.

3. There is a diminution in the amount of work performed of 217 cases decded on trial, and 340 finally disposed of. The decrease is confined to the Courts of the Judge, and the Moonsiffs (excepting the Moonsiff of Mohumdabad, Baboo Ramkalee Chowdree, in whose Court there is an increase.) The Judge explains that the decrease in his own Court is owing to the absence of a Judge from 7th April to 4th June, and to the heavy arrears of Sessions cases pending when he took charge. He states further that the diminution in the Moonsiff's decisions which occurred chiefly in the Courts of the Moonsiff's of Bullia,* Sydpore,† and Rusrah,‡ is attributable in some measure to fewer suits having been brought, but chiefly to the withdrawal of claims for arrears of rent now decided under Act X. of 1859, and which were more rapidly disposed of. The Court observe that the diminished number of decisions in the Judge's Court

* Bullia, Lalla Salik Ram.
† Sydpore, Noorool Hussun.
‡ Rusrah, Reeazut Hossein.

may, perhaps, be held to be sufficiently accounted for on the above grounds, and by the fact that Mr. Becher was enabled to devote only 60 days to Civil work from the period of his joining, and that in the 1st quarter, his predecessor disposed of only 37 cases, leaving arrears of 488 cases on the Judge's file at the close of it.

4. The monthly average of the decisions of the Moonsiffs is not equal to that of the averages of some other districts; but as the number of suits instituted in their Courts after the long holidays was 379, and the total balance at the end of the year was 421, there may have been a special cause for its not being so; *i. e.*, that there were not any other cases ready for decision.

5. Further, the Court do not think that the files of the Principal Sudder Ameens shew the expected amount of work which was due from the quicker process of the Civil Code. The 1st Principal Sudder Ameen, Abdool Azeez, has decided on an average less than 30 cases monthly, so that his pending file would take 10 months to clear.

6. The files of pending cases have diminished from 1,803 cases to 1,308; but the cases instituted were 31 per cent. less than in 1859. The balance pending on 1st January 1861, is, however, only 27 per cent. less, the decisions having fallen off 9 per cent. The Court cannot consider this altogether satisfactory, and the attention of the Judge is called to the necessity of greater despatch being observed in his own Court, and inculcated in those of his subordinates during the current year.

7. In regard to the excessive number of 52 cases pending for more than one twelve month on the file of the 1st Principal Sudder Ameen, the Court would only repeat what they have already observed, that the result is very far from satisfactory. Mr. Becher reports that the majority of the 48 cases of this description on the 1st Principal Sudder Ameen's file have since been disposed of. The Court trust that no time will be lost in disposing of the others.

8. The following abstract shews the state of the Miscellaneous Files.

Courts.	Instituted.		Decided.				Pending.			
							Above one year.		Total Pending on 1st January.	
	1859.	1860.	1859.		1860.		1859.	1860.	1860.	1861.
			Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.				
Judge, ...	7260	6218	7211	7264	6216	6286	0	0	94	34
1st Principal S. Ameen,	1366	1341	1184	1489	1181	1339	0	0	208	234
2nd Principal S. Ameen,	1341	778	1336	1484	655	771	0	2	102	118
Moonsiffs,..	6335	5116	4803	6453	3679	5220	0	2	683	581
Total, ...	16302	13453	14534	16690	11731	13616	0	4	1087	967
Increase, ...	0	0	0	0	0	0	0	4	0	0
Decrease, ...	0	2849	0	0	2803	3074	0	0	0	120

9. There is a very great decrease, both of cases instituted and of work performed during the year, in the ratio of 17 per cent. decrease of the former, and 18 per cent. of the latter. The Judge should have offered some explanation of this large falling off.

10. The increase of 4 cases which had been pending on the file more than one year on 1st January 1861 is not satisfactory.

11. On the whole, the miscellaneous files have 120 fewer cases pending than on the corresponding date of the previous year, but this result is solely owing to the large diminution in the income of suits filed, not to the number of cases decided.

12. The Judge's pending file, as marginally* noted is very heavy, and at the rate at which he has disposed of his cases during the past year, he would be two years in disposing of them. The Court hope the Judge will be able to expedite their decision and recommend his transferring some of his 90 Moonsiff's appeals to one of the Principal Sudder Ameens.

* 376 Original Suits and Appeals.
34 Miscellaneous Cases.

13. The Judge reports, that Moulvee Abdool Azeez Khan, 1st Principal Sudder Ameen, "continues to deserve the very high opinion recorded of him by the Judge's predecessor, as an able and honorable judicial Officer," and he considers himself very fortunate in having so experienced and conscientious a coadjutor. Mr. Becher remarks further: "I have not known the 2nd Principal Sudder Ameen (Moulvee Hubeb-oollah) long enough, or had sufficient opportunity of judging of his work, but he is zealous and intelligent."

The Court believe Abdool Azeez Khan to bear a high character, but it is indispensable that, aided by the shorter procedure of the new Code, he should attain to greater celerity in despatch of business, and get through more work.

The show of work got through by Hubbeeb-oollah is better, though the Appeal statement is not so favorable* in his case.

	No. of Appeals preferred.	Confirmed.	Reversed. or modified.
Moulvee Abdool Azeez Khan, 1st P. S. A.	96	30	13
Moulvee Hubeeb-oollah 2nd P. S. A.,	65	5	9

13. Mr. Becher makes mention of the Moonsiffs in the following terms:—

(A.) Regarding *Lala Salik Ram*, Moonsiff of Bulliah, Mr. Becher entertains the same good opinion as recorded by his predecessor.

(B.) Baboo Kasheenath Biswas, Moonsiff of Ghazeepore. The result of appeals from his decisions are said to be most favorable. He is well acquainted with the English language, and is intelligent, upright and zealous, but inclined to act with haste and want of proper reflection."

(C.) Baboo Ram Kalee Chowdry, Moonsiff of Mohumdabad, is said to be a young officer of ability, industry and efficiency, and to have reduced considerably heavy arrears of work which were on his file at the commencement of the year.

(D.) Moulvee Noorool Hussun, Moonsiff of Mohumdabad, is said to have done less work than either of the other Moonsiffs, though the results of his appeals are favorable. He is reported to be so deaf that Mr. Becher fears he will not be able to conduct his duties for any length of time, and he has lately applied for two months' leave of absence on medical certificate.

(E.) Of Syud Reeazut Hossein, Moonsiff of Russera, the Judge says, that he is happy to be able in some degree to modify "the unfavorable opinion recorded by

his predecessor as to the result of appeals from this Officer's decisions." Mr. Becher adds, that it is remarkable that fewer suits are instituted in this Moonsiff's jurisdiction in proportion to its extent than in others. The Moonsiff has nearly lost the sight of one eye, and is weakly in health, but still able to perform his duties.

15. The Court remark, that the following table shews the work in the Moonsiffees disposed of to be generally light, the average number of cases only amounting to 40.

Moonsiffee and name of Moonsiff.	Average No. of Cases disposed of finally per Mensem.	Ditto per cent Appealed.	Ditto per cent Reversed, &c.	Time necessary to clear arrears. M.	D.
Lalla Salik Ram, Moonsiff of Bullia, ...	43	22	36	1	3
Kasheenath Biswas, „ Ghazeepore,...	36	17	24	1	8
Baboo Ram Kalee Chowdree, Moonsiff of Mohumdabad, ...	58	55	47	2	15
Noorool Hussun, Moonsiff of Sydpore,...	25	27	21	2	15
Reazut Hossein „ Rusrah, ...	37	18	24	3	9

Baboo Ram Kalee Chowdree has got through most work, having an average of 58 cases per mensem. But he shews worst in appeal, more than 50 per cent. of his decisions having been appealed, and 47 per cent. of them modified or reversed. Altogether Salik Ram, Moonsiff of Bullia, and Kasheenath Biswas, Moonsiff of Ghazeepore, both with regard to appeals from their cases and the small pending files, make the best show, and the worst is the return of Reazut Hossein, Moonsiff of Rusrah, who has done the best amount of work, and left the heaviest proportionate file.

16. Mr. Becher reports a decrease of 246 *exparte* and Confession of Judgment suits during the year, the returns being as follows;

Exparte, ...	332
Confession of Judgment	103
Total, ...	435

The Judge sees no reason to doubt the statements of his subordinates as to all thus disposed of being *bona fide* cases; and he indulges the hope, that the prevailing evil practice * reported by his predecessor to exist in his district, has in some degree been remedied.

* Withholding of Consideration, money in the case of a loan or mortgage, till a decree is obtained by confession.

17. The Registers and Record Office are reported to be in good order, the Library to be properly kept up; and the securities of the Nazirs duly tested.

18. With reference to the Court's Circular No. 33, dated 20th November 1860, the Judge states, first, that no persons have been committed for trial under Section 23 Act VIII. of 1859, but the 2nd Principal Sudder Ameen reports, that one case of this nature is under investigation in his Court. The Court are somewhat surprised at this result.

19. *Secondly.*—The Statement No. 13 shewing the average duration of suits, exhibits the following results:

	1860.		1859.	
	Months.	*Days.*	*Months.*	*Days.*
Judge's Court, ...	10	0	7	21
1st Principal Sudder Ameen, ...	8	23	8	29
2nd Principal Sudder Ameen,	6	15	5	1
Moonsiffs, ...	3	18	6	20

20. The Court consider this to be a highly unsatisfactory return. In regard to the Moonsiff of Mohumdabad the Judge explains, that he had a heavy arrear to bring up of suits instituted in May and June 1859 previous to the operation of the new law; and as to his own Court he states, that the heavy arrears of appeals pending when he assumed charge, in a great measure account for the delay in the disposal of suits. The 2nd Principal Sudder Ameen is also stated to have had a large number of appeals of long standing made over to him after they had been pending on the Judge's file for a considerable period, in consequence of the Dussera vacation intervening.

The Court cannot admit the sufficiency of this excuse in palliation of the averages attained, which are excessive in all the district Courts except those of the Moonsiffs of Bullia and Ghazeepore. They trust the results of the current year will be more satisfactory.

21. *Thirdly.*—The Statement No. 16 shewing the extent to which the personal attendance of parties to suits was obtained is by far the worst return which has yet come before the Court. With the exception of the Moonsiffs of Ghazeepore and Sydpore, the fundamental principle of the new code has been almost entirely neglected in Ghazeepore. The two Principal Sudder Ameens shew a percentage of attendance cases not above 4 per cent. The Moonsiff of Bullia has had the parties before him in only one case out of 200. The Moonsiff of Mohumdabad, in 6 cases out of 100. This is highly unsatisfactory, after the Court have done their utmost to impress the necessity of attention to the principle of personal attendance. The Court must insist upon the Judge inculcating a better observance of this rule of his subordinates, during the current year.

22. *Fourthly,*—The number of debtors imprisoned in execution of decrees has decreased from 25 in 1859 to 22 in 1860. The Judge states, that he has directed all such prisoners to be sent through his own Court for incarceration, and that he has in all instances explained the object and purport of these Sections to each debtor, but has had no occasion to find fault with any of his subordinates for the manner in which they have exercised the power vested in them.

23. *Fifthly*—Mr. Becher reports that Section 244 of Act VIII. of 1859 has not been resorted to in any instance during the year. The Court would be glad to learn the reason of this from the Judge, who might ascertain the cause from the Collector. They also would wish to be informed of the number of sales of land paying revenue to Government, effected in execution of decrees during the year.

24. *Sixthly.*—The Judge, after examination of 30 cases has come to the conclusion, that the decrease in the bulk of the records of cases is not considerable. He attributes this in some measure to the increased number of documents filed as proofs and to the number of witnesses called by parties in the higher courts in consequence of the remission of fees under Sections 149 and 150; but more especially to the excessive number of notices and summons required to be issued under the new law to each respondent and defendant, which is very large on Ghazeepore, where the shares in estates are fractional and unmerous.

25. *Seventhly.*—Mr. Becher states, that his time has been so fully occupied in endeavouring to reduce the heavy arrears of appeals on his file, that he has had no leisure to devote to the trial of original suits from the file of the lower courts. The Court hope for better results in this respect next year.

26. *Eighthly.*—Relative to Act X. of 1859 the Judge remarks: the Return submitted will shew, that the files of all the Lower Courts have been reduced by the operation of this law by 1241 suits, but not to such an extent as to justify the reduction of any of the Moonsiffs' Courts of this district at present. On the other hand, this law has tended to increase the appeal file of my own Court by 49 cases. I have not yet had leisure to try many of these appeals, but from the few I *have* decided, I am of opinion that the Revenue authorities were in the first instance more inclined to dispose of such cases as summary suits than as regular Civil actions requiring an observance of the same rules laid down in the code of procedure, but this will be rectified as the new law becomes better known and understood."

27. *Ninethly.*—The Tulubana Statement shews a surplus of 254-9-9 at the close of the year, after deduction of Rs. 49-5-11, being the deficit which accrued in the courts of the Judge and Moonsiff of Bullia. This result is, on the whole, sufficiently satisfactory. In furnishing future statements the Judge should adopt the correct form, a copy of which accompanies this Resolution.

28. *Tenthly.*—The net gain to Government realized from the income of stamps sold in subordinate Courts, after defraying cost of establishments and salaries, amounted in Ghazeepore to Rs. 6,016-6-4.

29. *Eleventhly.*—The total value of suits, original and appeal, litigated in Zillah Ghazeepore during the year, amounted to Rs. 9,08,972-1-0 and the cost to Rs. 1,32,432-10-6, giving an average percentage of costs to value of Rs. 15.

30, *Twelfthly,*—Mr. Becher has called the Court's attention to the course of procedure prescribed by Act XXXVI. of 1860 in respect of the stamp paper declared requisite for the endorsement copies of decrees; and has recommended the reversion to the original practice under Circular dated 8th May 1840, of allowing plain paper to be filed in addition to one stamp of the proper value. The Court however remark, that such a proposition, if carried out would be in contravention of positive Law. And as no other Judge has found any difficulty or necessity for change, they cannot entertain the proposal.

31. *Thirteenthly.*—The Judge has offered some remarks regarding default in connection with Act VIII. of 1859, but the Bill to amend Act VIII. of 1859, which is now before the Legislative Council, is sufficiently explicit on the point in question, and precludes the necessity of further remarks on the part of the Court.

32. Mr. Becher further observes, that no rule is laid down by the Act as to the power of the appellate Court to refund the value of stamps in the event of an appeal being adjusted and withdrawn on Razeenamah or Sooloonamah. To this the Court would merely reply, that no refund is now allowed in such cases.

33. In regard to the Judge's objection to the issuing of separate notices and summons to each defendant, &c., the Court would observe, that a separate notice in such cases is not necessary, but a copy must be served on each, and they think it unnecessary to question the mode of procedure laid down in Section 345 of the Civil Code.

34. Mr. T. C. Plowden, was Judge from 1st January to 7th April, and held Civil sittings on 36 days. Mr. S. J. Becher, was Judge of the district from 4th June to the close of the year, sitting 60 days for the disposal of Civil business.

The Court are of opinion, that although there is an improvement manifest on the results of the preceding year, yet in every way, both as regards the amount of work performed, the arrears pending at the close of the year, the duration of suits, and the personal attendance of parties, the Civil administration of Ghazeepore is susceptible of much improvement, and they trust to Mr. Becher's care and experience to shew much superior results in the current year.

ORDERED:—That a copy of this Resolution be forwarded to the Judge of Ghazeepore for his information, and that another copy be submitted to Government.

No. 405 of 1861.

RESOLUTION *of the Court of Sudder Dewanny Adawlut, North Western Provinces, Dated 2nd March* 1861.

PRESENT:

Judge,—R. B. Morgan, M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judge,—E. M. Wylly, Esq.

READ a letter No. 81, dated 16th February 1861, from Major H. Ramsay, Commissioner of Kumaon, submitting his Report on the Administration of Civil Justice in that district during the year 1860, accompanied by t he prescribed Statements.

The following Table exhibits the state of of the regular Files.

COURTS.	INSTITUTED.		DECIDED.				PENDING ON 1ST JANUARY.			
	1859.	1860.	1859.		1860.		Above one y ear.		Total pend-ing.	
			Decid-ed on trial.	Finally dispos-ed of.	Decid-ed on trial.	Finally dispos-ed of.	1860.	1861.	1860	1861
Commissioner Kumaon,	149	174	105	116	153	169	0	0	36	42
Sr. Assistant Kumaon,	1270	1054	148	183	156	290	0	0	88	51
Sr. Assistant Gurhwal,	638	806	121	328	125	305	2	0	95	26
Jr. Assistant Kumaon,	349	29	162	323	59	97	0	0	37	108
Sdr. Ameen Kumaon,	0	0	487	984	439	853	0	0	308	200
Sdr. Ameen Gurhwal,	279	243	239	599	259	677	1	0	273	420
Asst. Commr. Turaie, ...	178	42	58	180	34	46	0	0	10	6
Depy. Collr. Kumaon,	50	511	11	22	294	497	0	0	66	0
Total, ...	2,913	2,859	1,331	2,735	1,519	2,934	3	0	913	853
Increase, ...	0	0	0	0	188	199	0	0	0	0
Decrease, ...	0	54	0	0	0	0	0	3	0	60

2. There has been a decrease of 54 in the income of regular suits during the past year, and an increase in the amount of work disposed of, to the extent of 188 cases decided on trial, and 199 finally disposed of. The files of pending cases have con-

sequently been reduced by 60 cases; and none of the 853 cases on the files at the close of the year had been pending over a twelve month, which the Court regard as satisfactory.

3. The state of the Miscellaneous files was as follows:—

Court.	Instituted.		Decided.				Pending.			
	1859.	1860.	1859.		1860.		Above one year.		Total pending on 1st January.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1860.	1861.	1860.	1861.
Commissioner Kumaon,	293	404	292	293	394	405	0	0	1	0
Sr. Assistant Commr. Kumaon,	368	339	189	497	285	402	0	0	31	38
Sr. Assistant Commr. Gurhwal,	122	107	109	121	87	117	0	0	24	15
Jr. Assistant Commr. Kumaon,	140	34	94	145	37	81	0	0	21	52
Sdr. Ameen Kumaon,	351	349	152	386	146	338	0	0	97	138
Sdr. Ameen Gurhwal,	159	142	69	156	78	159	0	0	57	43
Asst. Commr. Turaie, ...	98	111	61	84	95	130	0	0	15	4
Depy. Collr. Kumaon,	24	206	13	21	160	221	0	0	12	0
Total, ...	1555	1692	979	1703	1238	1853	0	0	258	270
Increase, ...	0	137	0	0	259	150	0	0	0	12
Decrease, ...	0	0	0	0	0	0	0	1	0	0

4. The number of institutions of miscellaneous suits has increased by 137. There is also a total increase in the amount of work disposed of amounting to 259 cases decided on their merits, and 150 finally disposed of. The pending files, owing to the increased income, shew a small increase of 12 cases.

5. The amount of work disposed of by the Officers subordinate to Major Ramsay, is shewn in the following tabl e—

Name and Official Designation.	Decided on trial.		Appeals.		
	Original.	Appeal.	Preferred during Year.	Confirmed.	Reversed or modified.
B. W. Colvin, Esq., Senior Assistant Commissioner, Kumaon, ...	83	73	64	57	8
J. O. B. Beckett, Esq., Senior Assistant Commissioner, Gurhwal, ...	63	57	42	33	2
Lieutenant J. F. Fisher Junior Assistant Commissioner Kumaon from 28th April,	59	0	16	12	5
E. Colvin, Esq. Asssistant Commissioner Turraie, ...	34	0	3	4	1
J. Chisholm Esq., Deputy Collector, Kumaon, ...	294	0	61	30	7
Kishna Nund, Sudder Ameen, Kumaon,...	439		109	55	12
Umba Dutt, Sudder Ameen, Gurhwal, ...	259		58	32	25

6. The average duration of suits was as follows:—

	Months.	Days.
Commissioner, ...	2	0
Senior Assistant, Kumaon, ...	3	11
Senior Assistant, Gurhwal, ...	5	7
Junior Assistant, Kumaon, ...	0	26
Deputy Collector, Kumaon, ...	2	0
Assistant Commissioner, Turraie,... ...	1	22
Sudder Ameen, Kumaon,...	2	7
Sudder Ameen, Gurhwal,...	4	22

Major Ramsay observes, "I beg again to bring to the notice of the Court, that in Kumaon it is impossible to dispose of cases so speedily as in the plains, however anxious the officers may be to do so. If an appeal be instituted by an inhabitant of the upper pergunnahs near the snow in February, my camp is then in the forests; the heat is quite sufficient to frighten a denizen of the Snowy Range, and he does not attend till November or December. If I insist on the appellant's attendance, he would rather lose his case than come. When I went to Gurhwal in 1845, I found a few men carrying on a thriving trade in such cases. As soon as it became hot, they instituted suits against parties living near the snow; they took out the usual summons, and the party summoned, though they did not owe the suitor an anna, paid as much as 50 to make a razeenameh, rather than run the risk of going to Sreenuggur through the hot villages. It has always been my practice to let such cases stand over, under the impression that justice was of more importance than clear statements; and I have encouraged the Assistants to do the same; but a few such cases adds greatly to the general average, and gives the appearance of unnecessary delay, which does not really exist. The object is, to make justice as easy as possible to all, and I allow Gurhwal cases to stand over till I go to that district. In the same way, Kumaon cases are kept pending while I am in Gurhwal. It would be very hard, both as regards inconvenience to the parties, and expense of extra tullubana, if appellants were compelled to follow my camp, which in the cold weather frequently moves 30 miles in a day. The same difficulties exist in the case of the Gurhwal Assistant, and apply in some measure to the Assistant of Kumaon. The Sudder Ameens, however, have no such excuse, as they never move; and I have enjoined on the Senior Assistant Commissioner, to watch the Lower Courts, to point out to the Sudder Ameens the necessity of disposing of their cases more rapidly, and to report at once if, in their

opinion, unnecessary delay is permitted. There is still a great difference in the number of exparte and ikbal dawa decisions in the different Courts. It is not unreasonable to expect a larger proportion in the Courts of the Junior Assistant Commissioner and the Sudder Ameens, because the former disposes of a number of petty debt cases at the station of Nainee Tal, and the latter do the same at the towns of Almorah and Sreenuggur; but why at Almorah there should be 10 per cent exparte decisions in the Sudder Ameen's Court against 3 per cent in the Gurhwal Sudder Ameen's Court, I cannot explain. The Deputy Collector having been stationed at Nainee Tal during the past year, accounts for the large exparte decisions in his Court."

7. The Commissioner remarks: "the new Tullubana system has worked admirably in the Lower Courts, as will be seen from the Statements now under submission.* In my own Court it will not apply, because it will not pay. I have so few Civil appeals, that more than one summons cannot be sent by one peadah, and as I am obliged to arrange for the disposal of cases at particular times and places during more than half the year, in consequence of my forest and other Bhabur duties, a number of peadahs are required at one time; they are employed in different directions, and the tullubana allowed in the other Courts would not be sufficient to give each man required, 2 Rs. a-month. For instance, if a Gurhwal appellant from Sreenuggur wishes to carry on his case while my camp is in the Bhabur, a summons could not be served on Respondent under 18 or 20 days. After a short trial I adhered to the old system; but if the Court are of opinion that the deficiency should be paid from the surplus of the Lower Courts, I will at once adopt the system of employing paid peadahs, at the uniform rate of 1 Re. Major Ramsay has also addressed the Court separately on this subject.

* These shew a surplus of Rupees 2791 9 10.

The Court recognize the principle, that it is preferable to employ peons on fixed salaries than on payments varying every month with circumstances over which the Courts can exercise no thorough control. They observe that the only difficulty which apparently opposes the adoption of this system is, that the arbitrarily assumed rate of tullubana of one Rs. for each summons, equally for the Commissioner's Court (from which summonses issue to long distances) and for the lowest courts, (whose summonses run comparatively a short way,) is found insufficient to meet the charges of the superior Courts. At the same time, the Court observe, that the assumed rate seems to be too high for all the Lower Courts subordinate to the Commissioner, the surplus of tullubana varying from 35 per cent excess in the Court of the Senior Assistant Commissioner Kumaon, to 66 per-cent in that of the Sudder Ameen of Kumaon.

The amendment which the Court would suggest, which they recommend the Commissioner to propose to the Board is, that the tullubana scale should be made higher in the superior, and reduced in the inferior Courts. The Court suggest that the following scale be tried. After the first quarter, amendment can be proposed for sanction, should this not be found to work well.

	Rs.	As.
Commissioner's Court, per process,	2	0
Senior Assistant, Kumaon, ...	0	12
Senior Assistant, Gurhwal, ...	0	10
Junior Assistant, Kumaon, ...	0	10
Deputy Collector, Kumaon, ...	0	8
Deputy Collector Gurhwal, ...	0	8
Sudder Ameens, Kumaon and Gurhwal,	0	6

According to this scheme all the Courts in Kumaon would be served by peons receiving fixed salaries. Copy of paragraph 7 of this Resolution will be communicated to the Sudder Board of Revenue.

8. Act VIII of 1859 is not in force within the Province of Kumaon.

9. Regarding his subordinates, Major Ramsay reports as follows:—I continue to entertain the highest opinion of Mr. B. Colvin as a Judicial Officer. Mr. Beckett deserves the greatest credit for his zeal in getting through so much work, when, in addition to his regular duties, he is carrying on the revised settlement, which involves much labour and close attention. Mr. Chisholm has left for Jubbulpore, he was a most valuable and zealous Officer. Lieut .Fisher has made considerable progress, and qualified himself to dispose of any Civil work, but as he has been preparing for his examination he has not been required to do as much as was entrusted to Mr. Chisholm. Little of the work of the Sudder Ameens comes before Major Ramsay, but he had no reason to be dissatisfied with them.

10. The circumstance of the Kumaon Province, in respect to the administration of Civil Justice are so exceptional, that the Court cannot institute any close comparison between the result exhibited in these returns and those of ordinary districts in the Provinces. Generally, however, the result appears creditable to the Officers engaged, and to Major Ramsay's superintendence.

The amount of work performed appears, so far as these returns and the Commissioner's remarks enable the Court to judge, to be most favorable to the Senior Assistant Kumaon * who has decided on an average 24 cases per mensem and left only two months' work pending. To the Senior Assistan Commissioner Gurhwal * who has decided a monthly average of 25 cases and left but one month's cases pending; to the Sudder Ameen of Kumaon* who has decided on an average 71 cases monthly, and left less than 3 months' work pending; and to the Deputy Collector* Kumaon, who has disposed on an average of 41 cases monthly, and absolutely left a clear file at the year's end. On the other hand it appears least creditable to the Junior * Assistant Commissioner, whose average of decided cases for 8 months is 12, and whose pending file at this rate of work would take 9 months to clear. Some explanation is given by the Commissinoer, but ff Lieutenant Fisher is other wise employed preparing for the examination, it might be well to relieve him of cases kept pending. The show of work by the Sudder Ameen, Gurhwal, * is also apparently little satisfactory; his pending file would take 7 months to clear at the rate at which he has disposed of cases, viz., 56 per mensem. In regard to the duration of cases also, the Court think that some improvement may probably be effected in the long term during which the cases disposed of by the Senior Assistant Commissioner Gurhwal (Mr. Beckett) and the Sudder Ameen of Gurhwal (Umba Dutt) were pending, *i. e.* five months seven days, and 4 months 22 days respecti vely.

* Mr. B. W. Colvin.

* Mr. J. O. Beckett.

* Kishna nund.

* Mr. Chisholm.

* Lieutenant H. Fisher.

* Umba Dutt.

ORDERED That a copy of this Resolution be forwarded to the Commissioner of Kumaon for his information, and that another copy be submitted to Government.

JAMES SIMSON, REGISTER,
Sudder Dewanny Adawlut,
North Western Provinces.

CIVIL.

No. 1.

Abstract Statement shewing the Number of Original Suits instituted and disposed of in the Courts of the Moonsiffs in the North Western Provinces, during the Years 1856-58-59-60, *inclusive.*

	1856.	1858.	1859.	1860.
Depending 1st January,...	14,476	8,126	14,468	9,257
Instituted during the year, ...	68,695	37,776	59,659	50,644
Received by transfer, ...	1,684	1,052	1,502	944
Total, ...	84,852	46,954	75,629	60,845
Decided on trial, ...	51,368	23,710	48,512	42,374
Dismissed on Default, ...	2,278	2,421	2,867	1,291
Adjusted or Withdrawn,...	12,691	7,156	13,273	9,505
Otherwise disposed of;	1,556	966	1,720	1,062
Total, ...	67,893	34,253	66,372	54,232
Depending 31st December, ...	16,959	12,527	9,257	6,613

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA
The 23rd March 1861.

JAMES SIMSON,
Register.

No. 2.

Abstract Statement shewing the Number of Original Suits instituted and disposed of in the Courts of the Sudder Ameens in the North Western Provinces, during the Years 1856-58-59-60, *inclusive.*

	1856.	1858.	1859.	1860.
Depending 1st January, ...	1,080	918	1,297	1,141
Instituted during the year, ...	1,919	1,229	2,182	2,003
Received by transfer, ...	1,447	1,538	1,586	1,494
Total, ...	4,446	3,685	5,065	4,638
Decided on trial, ...	2,202	1,241	2,258	2,268
Dismissed on Default, ...	396	441	449	535
Adjusted or Withdrawn,...	527	530	764	606
Otherwise disposed of, ...	216	176	453	271
Total, ...	3,341	2,388	3,924	3,680
Depending 31st December,	1,105	1,297	1,141	958

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23rd March 1861.

JAMES SIMSON,
Register.

No. 3.

Abstract Statement shewing the Number of Original Suits and Appeals instituted and disposed of in the Courts of the Principal Sudder Ameens in the North Western Provinces, during the years 1856-58-59-60.

	1856.		1858.		1859.		1860.	
	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.
Depending 1st Jany.,...	1,058	1,472	1,043	492	1,371	543	1,630	685
Instituted during the year, ...	4,047	108	3580	134	6,223	115	6,102	177
Received by transfer, ...	705	4,446	1,174	1,540	935	2,475	823	2,871
Total, ...	5,810	6,026	5,797	2,166	8,529	3,133	8,555	3,733
Decreed for Plaintiff or Appellant, ...	2,015	1,170	1,472	288	3,138	587	3,345	703
Decreed for Defendant or Respondent. ..	539	3,042	289	829	663	1,438	814	1,809
Remanded, ...	0	447	0	207	0	248	0	124
Dismissed on Default,...	263	257	483	208	626	105	434	98
Adjusted or Withdrawn,	552	76	408	27	808	45	748	46
Otherwise disposed of,..	1,174	221	1851	83	1,664	28	1,775	72
Total, ...	4,543	5,213	4,503	1,642	6,899	2,448	7,116	2,852
Depending 31st Decr....	1,267	813	1,294	524	1,630	685	1,439	881

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23rd March 1861.

JAMES SIMSON,
Register.

No. 4.

Abstract Statement shewing the Number of Original Suits and Appeals instituted and disposed of in the Courts of the Judges in the North Western Provinces, during the Years 1856-58-59-60, *inclusive.*

	1856.		1858.		1859.		1860.	
	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.
Depending 1st January,	7	2,509	307	1,651	113	1,358	61	1,865
Instituted during the year, ...	51	7,318	336	2,695	398	5,588	144	6,827
Received by transfer, ...	848	110	237	55	591	62	510	122
Total, ...	906	9,937	880	4,401	1,102	7,008	715	8,814
Decreed for Plaintiff or Appellant, ...	56	890	67	227	19	659	54	997
Decreed for Defendant or Respondent, ...	21	2,365	15	822	14	1,536	124	1,953
Remanded, ...	0	366	0	103	0	161	0	126
Dismissed on Default, ...	3	218	22	388	4	177	4	75
Adjusted or Withdrawn,	4	101	22	48	17	83	21	99
Otherwise disposed of ...	779	4,271	641	1,486	1,020	2,494	443	2,958
Total, ...	863	8,211	767	3,074	1,074	5,110	646	6,208
Depending 31st Decr, ...	43	1,726	1131	1,327	28	,1898	69	2,606

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23rd March 1861.

JAMES SIMSON,
Register.

No. 5.

Abstract Statement shewing the Number of Regular and Special Appeals admitted and disposed of in the Court of Sudder Dewanny Adawlut, North Western Provinces, during the Years 1856-58-59-60, *inclusive.*

	1856.		1858.		1859.		1860.	
	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.
Depending 1st January,	103	53	0	0	177	291	150	724
Admitted during the Year,	135	161	0	0	75	578	82	732
Total, ...	238	214	0	0	252	869	232	1,456
Dismissed on Default, ...	10	3	0	0	36	30	7	56
Adjusted or Withdrawn,	2	0	0	0	2	1	6	2
Confirmed, ...	54	34	0	0	38	38	50	265
Amended, ...	17	24	0	0	6	11	12	18
Reversed, ...	23	33	0	0	17	11	23	98
Remanded, ...	2	73	0	0	3	24	7	70.
Total, ...	108	167	0	0	102	145	105	509
Depending 31st Decr.,...	130	47	0	0	150	724	127	947

JAMES SIMSON,
Register.

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23rd March 1861.

No. 6.

Abstract Statement of Original Jurisdiction, shewing the Aggregate of Original Suits instituted and disposed of during the Years 1856-58-59-60, *inclusive.*

	1856.	1858.	1859.	1860.
Depending 1st January, ...	16,618	10,394	17,249	12,090
Instituted during the Year, ...	74,712	42,921	68,462	58,898
Received by transfer, ...	4,684	4,001	4,614	3,766
Total, ...	96,014	57,316	90,325	74,754
Decided on Trial, ...	56,201	26,794	34,603	48,980
Dismissed on Default, ...	2,940	3,367	3,945	2,264
Adjusted or Withdrawn, ...	13,774	8,116	14,865	10,880
Otherwise disposed of, ...	3,725	3,634	4,855	3,551
Depending 31st December, ...	19,374	15,231	12,057	9,079
Decided by European Judges, ...	84	126	61	202
Ditto Native ditto, ...	72,831	38,151	72,084	62,058
Total decided, ...	72,915	38,277	72,145	62,260

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23*rd March* 1861.

JAMES SIMSON,
Register.

No. 7.

Abstract Statement of Appellate Jurisdiction, shewing the Number of Suits that were Appealable to the Sudder Dewanny Adawlut, North Western Provinces from the Decisions of the Judges and Principal Sudder Ameens, and the Number Appealed, Affirmed, Altered or Reversed, during the Years 1856-58-159-60, *inclusive.*

	Judges.		P. S. A.		Judges.		P. S. A.		Judges.		P. S. A.		Judges.		P. S. A.	
	1856.				1858.				1859.				1860.			
	Regular.	Special.	Regular.	Special.	Regular.	Special.	Regular.	Special.	Regular.	Special.	Regular.	Special.	Regular.	Special.	Regular.	Special.
Suits Appealable, ...	84	3940	3369	4992	0	0	0	0	56	2616	5236	2420	203	3250	5341	1780
Appealed, ...	23	94	112	67	0	0	0	0	23	374	52	204	36	506	46	226
Appeals depending on 1st January, ...	29	36	74	17	0	0	0	0	59	190	118	101	53	472	97	252
Total, ...	52	130	186	84	0	0	0	0	82	564	170	305	89	978	143	478
Affirmed, ...	23	19	31	15	0	0	0	0	8	24	30	14	25	160	25	105
Modified, ...	3	18	14	6	0	0	0	0	3	4	3	7	5	8	7	10
Reversed, ...	7	16	16	17	0	0	0	0	5	23	12	18	7	67	16	31
Remanded, ...	0	45	2	28	0	0	0	0	3	19	0	5	3	60	4	10
Dismissed on Default, ...	0	3	10	0	0	0	0	0	10	22	26	8	0	22	7	34
Adjusted or Withdrawn, ...	0	0	2	0	0	0	0	0	0	0	2	1	3	2	3	0
Total, ...	33	101	75	66	0	0	0	0	29	92	73	53	43	319	62	190
Depending 31st December, ...	19	29	111	18	0	0	0	0	53	472	97	252	46	659	81	288

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23rd March 1861.

JAMES SIMSON,
Register.

No. 8.

Abstract Statement shewing the different Descriptions of Original Suits instituted in the several Courts of the Judges, Principal Sudder Ameens, Sudder Ameens, and Moonsiffs, in the North Western Provinces, during the Years 1856-58-59-60, *inclusive.*

	1856.	1858.	1859.	1860.
Connected with Land Rent,... ... ... ---	10,291	4,624	6,039	321
Otherwise connected with Land, &c., ...	8,005	3,247	7,275	8,556
Connected with Debts, Wages, &c., ...	55,276	34,250	54,250	48,998
Ditto with Caste, Religion, &c., ...	109	20	48	65
Ditto with Indigo, Sugar, Silk, &c., ...	1,031	630	814	804
Total, ...	74,712	42,771	68,426	58,744

JAMES SIMSON,

Register.

NORTH WESTERN PROVINCES, AGRA.

The 23*rd March* 1861.

No. 9.

Abstract Statement shewing the Result of Original Suits in the several Courts in the North Western Provinces, during the Year 1860.

	1860.
In favor of Plaintiff, ...	42,327
In favor of Defendant, ...	7,581

No. 10.

Abstract Statement shewing the Average Duration of Suits decided in the Sudder Dewanny Adawlut, North Western Provinces, and the Courts of the Judges, Principal Sudder Ameens, Sudder Ameens, and Moonsiffs, during the Years 1856-58-59-60, *inclusive.*

	1856.			1858.			1859.			1860.		
	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.
Sudder Dewanny Adawlut, ...	0	5	24½	0	0	0	0	8	22½	0	1	28
Judges, ...	0	4	26½	0	6	19½	0	5	8¾	0	5	8½
Principal Sudder Ameens, ...	0	4	24½	0	5	28¼	0	4	2¾	0	4	5
Sudder Ameens, ...	0	4	28½	0	7	6½	0	4	6½	0	3	0
Moonsiffs, ...	0	2	3	0	4	28½	0	3	3	0	1	24½

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23*rd March* 1861.

JAMES SIMSON,
Register.

No. 11.

Abstract Statement shewing the Total Value or Amount of Regular Suits, whether Original or in Appeal, Instituted, Decided and Depending in the several Courts in the North Western Provinces, and the Sudder Dewanny Adawlut, at the close of the Years 1856-58-59-60, *inclusive.*

	1856.	1858.	1859.	1860.		
				Instituted, including Pending.	Decided.	Pending at close.
Before Sudder Dewanny Adawlut, ...	26,97,794		1,55,19,405	1,67,97,050	1,40,48,174	27,48,876
Ditto other Courts, Original, ...	3,60,65,573	47,40,288	5,19,767	1,50,29,063	1,10,26,052	40,03,011
Ditto ditto Appeals, ...	8,05,827	6,00,752	5,86,056	22,24,054	13,74,841	8,49,213
Total, ---	3,95,69,194	53,41,040	1,66,25,228	3,40,50,167	2,64,49,067	76,01,100

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23rd March 1861.

JAMES SIMSON,
Register.

No. 12.

Abstract Statement shewing the Number of Debtors in Jail, and the Amount of Debt in the several Jails of the North Western Provinces, during the Years 1856-58-59-60, *inclusive.*

	1856.		1858.		1859.		1860.	
	Number.	Amount of Debt.	Number.	Amount of Debt.	Number.	Amount of Debt.	Number.	Amount of Debt.
		Rs. As. P.		Rs. As. P.		Rs. As. P.		Rs. As. P.
At the instance of Individuals, ...	1,488	2,69,813 1 8	437	1,57,264 10 9	562	1,14,430 13 2¾	703	1,84,471 5 0
At the instance of Government, ...	57	3,670 5 8	0	0 0 0	5	1,558 8 10	3	4,203 15 6
Total Number in Jail, ...	1,515	2,73,483 7 4	437	1,57,264 10 9	567	1,15,989 6 12¾	706	1,88,675 4 6

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA,
The 23*rd March* 1861.

JAMES SIMSON,
Register.

A.

Statement shewing the Number of Regular and Special Appeals disposed of, and the Aggregate Period of Attendance of the Judges of the Sudder Dewanny Adawlut, North Western Provinces, during the Years 1856-58-59-60, *inclusive.*

	1856.				1858.				1859.				1860.				
	Disposed of.	*Aggregate Attendance of Judges.*			Disposed of.	*Aggregate Attendance of Judges.*			Disposed of.	*Aggregate Attendance of Judges.*			Disposed of.	*Aggregate Attendance of Judges.*			Memorandum of the Number of Regular Appeals instituted during the Years 1856-58-59-60-inclusive.
		Years.	Months.	Days.		Years.	Months.	Days.		Years.	Months.	Days.		Years.	Months.	Days.	
Regular Appeals, ...	108								102				105				In 1856, ... 135 „ 1858, ... 0 „ 1859, ... 75 „ 1860, ... 82
		2	10	5						2	2	7½			1	16	
Special Appeals, ...	167								145				509				
Total, ...	275	2	10	5					247	2	2	7½	614	1	1	6	

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA.

The 23*rd March* 1861.

JAMES SIMSON,
Register.

B.

Statement shewing the Number of Applications of Special Appeals preferred to the Sudder Dewanny Adawlut, North Western Provinces, during the Year 1860.

1.	2.			3.
Total Number of Regular Appeals from Decisions of Principal Sudder Ameens decided by Judges, and from Decisions of Sudder Ameens and Moonsiffs decided by Judges and Principal Sudder Ameens in 1859.	TOTAL NUMBER OF SPECIAL APPEALS ADMITTED IN 1860,			Percentage of total Admissions, Sub-Divisions 3 in Column 2, to total number of Regular Appeals decided in 1859, as shewn in Column 1.
	For trial on Certificate.	Rejected without admission on Certificate.	Total.	
5,138	732	48	780	15·18

SUDDER DEWANNY ADAWLUT,
NORTH WESTERN PROVINCES, AGRA.
The 23rd March 1861.

JAMES SIMSON,
Register.

ZILLAH SEHARUNPORE.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original suits and appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, --- --- ---	1,440	7,384	792	9,616	800	5,635*	0	199	2,164	0	818	0	1,36,131
1860, --- --- ---	577	3,858	17	4,452	6	2,686†	10	99	1,183	9	459	0	9,13,060
Increase, --- -- --	0	0	0	0	0	0	10	0	0	9	0	0	7,76,929
Decrease, --- -- --	863	4,526	775	5,164	794	2,949	0	100	981	0	359	0	0

* Of which *ex parte*, -- 923
Confession of judgment,-- 2,159 — 3,082

† Of which *ex parte*, -- 405
Confession of judgment,-- 923 — 1,328

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designation of Officers.	*Number of Regular Suits (original and appeal) before the several Courts.*													*Description of Suits.*		*Result of Appeals.*							
														Relating to real property.	Relating to bonds, contracts, wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	Average of appeals admitted to suits decided.
	1	2	3	4	5	6	7	8	9	10	11	12	13										
Messrs. R. Spankie and W. Wynyard, } Orgls.	0	0	4	4	0	3	0	0	0	0	1	0	1,513	0	0	54	0	0	0	0	0	0	1963
Messrs. R. Spankie and W. Wynyard, } Appls.	77	287	1	365	0	258	8	0	6	0	93	0	1,06,014	0	0	0	0	0	0	0	0	0	0

Civil Sittings 162 days, Sess. and Criml. do. 56 do.,																								
S. As. P. S. Ameens.	Doobey Jowalla Pershaud,	orgls.	36	287	5	328	2	205	0	3	73	0	45 0				66*	14	39	0	2	2	0	22.99
		appls.	2	0	0	2	0	2	0	0	0	0	0 0											
	Messrs. Keene, Robertson and Manderson, ---	orgls.	4	6	0	10	0	7	0	0	1	0	2 0	4,68,282	56	237								
		appls.	0	0	0	0	0	0	0	0	0	0	0 0	126			7	8	1	0	0	0	0	87.50
	Messrs. Keene, Robertson and Manderson, ...		2	29	1	32	0	19	0	2	7	0	4 0	16,375	0	29	2	2	1	0	0	0	0	7.14
Moonsiffs.	Kazim Ali, Saharunpore,		133	728	1	862	0	430	0	8	320	0	104 0				72	17	50	0	0	2	0	9.49
	Wajid Ally, Roorkee, ---		11	258	0	269	3	154	0	11	89	2	10 0				23	11	22	0	0	1	0	8.98
	Kumsooddeen, & Mobaruckully,	Deobund,	120	643	0	763	1	467	0	16	229	1	49 0				48	19	21	0	0	1	0	6.82
	Sabit Ally, Shamlee, ---		56	540	0	596	0	387	2	5	122	0	80 0											
	Bucktower Sing, SoottemHossein,	Mozuffernugger.	45	748	0	793	0	574	0	32	158	1	28 0	3,20,750	286	2,972	21 24	11 4	9 9	0 0	2 2	0 0	0 0	4.06 3.13
	Mr. Manderson, Dehra Dhoon.		91	332	5	428	0	180	0	22	178	5	43 0											
																	16	12	7	0	0	0	0	4.12
	Total, ---		577	3,858	17	4,452	6	2,686	10	99	1,183	9	459 0	9,13,060	342	3,238	333	98	159	0	6	6	0	8.35

B 40

No. 3.

	Miscellaneous.											
	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	2	145	0	147	0	129	0	14	0	0	4	0
" " 22 to 25,	188	5,079	0	5,267	51	4,986	0	147	0	0	83	0
P. S. A. Headings Nos. 1 to 21,	207	734	0	941	0	473	0	231	0	0	237	0
" " 22 to 25,	52	437	0	489	0	421	0	53	0	0	15	0
1 Sudder Ameen, --- ---	4	28	0	32	0	12	0	5	0	0	15	0
6 Moonsiffs, --- --- ---	1,419	5,644	447	7,510	29	3,978	0	2,573	0	0	930	0
Total, ---	1,872	12,067	447	14,386	80	9,999	0	3,023	0	0	1,284	0

No. 4.—3813 per cent reversals.

Statement of cost in the maintenance of the subordinate Judicial Establishments and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff Saharunpore, ---	2,280	0	0	3,306	12	0
" Roorkee, --- ---	1,680	0	0	1,660	0	0
" Deobund, --- ---	1,739	14	8	2,928	14	0
" Shamlee, --- ---	1,680	0	0	3,506	0	0
" Mozuffernugger, ---	1,670	9	4	2,859	5	0
" Dehra Dhoon, ---	0	0	0	0	0	0
Total, ---	9,050	8	0	14,260	15	0

ZILLAH MEERUT.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by Transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on Default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original suits and appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	939	3866	152	4957	140	3066*	0	122	1204	3	414	0	87,968
1860, ...	414	3306	189	3909	175	2561†	7	62	554	7	543	3	7,95,043
Increase, ...	0	0	37	0	27	0	7	0		4	129	3	7,08,075
Decrease, ...	525	560	0	1048	0	505	0	60	6900	0	0	0	0

* 71 to S. D. A.

* Of which *ex parte*, 435
Confession of Judgment, ... 1357 — 1792

† Of which *exparte*, 170
Confession of Judgment, 1051 — 1221

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.	*Number of Regular Suits (Original and Appeal) before the several Courts.*													Description of Suits.		Result of Appeals.						Average of Appeals admitted to Suits decided.
	1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or Modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judge. Mr. G. D. Turnbull, Orgls.	0	0	2	0	0	1	0	0	0	0	1	0	2,51,850	0	0	10	0	0	0	0	0	0	19·82
Appls.	57	242	1	303	161	44	3	0	3	0	94	1	45,149	0	0								

Civil Sittings 68 days, Sess. and Criml. Sittings, 88 do.,																						
S. P. S. A.	Momin Ali Khan,	Orgls.	8	81	6	95	4	50	0	1	11	0	29	1	3,27,509	22	59	28	3	10	0	0	0	0	11·
		Appls.	40	0	160	200	1	129	0	5	4	0	61	0	32,437										
S. A., Mahomed Buksh, Meerut,			29	175	6	210	4	156	1	2	18	1	28	0	1,24,851	47	128	28	6	12	0	0	0	0	15·73
Moonsiffs.	Mahomed Buksh, Meerut,...		79	630	3	712	1	477	3	11	137	0	83	0				28	9	17	0	2	2	0	4·45
	Mirza Ali, Haupper, ...		27	348	0	375	0	265	0	7	67	4	32	0				23	3	5	0	0	0	0	6·70
	Sooltan Hussun, Ruchpal Singh,	Sirdhana,	28	594	1	623	2	427	0	27	81	0	86	1	239246	416	2,392	35	11	16	0	2	2	0	6·54
	Het Lall, Boolundshuhur,...		23	320	3	346	1	242	0	5	62	0	36	0				10	7	6	0	0	0	0	3·23
	Meer Badshah, Sekundrabad,		19	436	3	458	1	346	0	1	84	2	24	0				14	7	12	0	1	2	0	3·23
	Beharee Lall, Anoopshuhur,		104	480	1	585	0	425	0	3	87	0	70	0				42	4	35	0	1	1	0	8·15
Total, ...			414	3306	189	3909	175	2561	7	62	554	7	543	3	7,95,013	485	2579	218	50	113	0	6	7	0	6·83

30·67 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	56	114	54	224	57	95	0	3	0	0	69	0
Ditto, Nos. 22 to 25,	112	1869	1	1982	0	1818	0	0	0	0	164	0
P.S.Ameen, Headings Nos. 1 to 21,	55	207	55	317	3	99	0	0	0	0	107	2
P. S. A., Headings Nos. 22 to 25,	11	458	0	469	2	440	0	0	0	0	27	0
1 Sudder Ameen and Moonsiff,	145	1482	0	1627	0	911	0	595	0	0	121	0
5 Moonsiffs, ...	347	3326	1	3674	3	1167	0	2146	0	0	358	1
Total, ...	726	7456	111	8293	65	4530	0	2352	0	0	846	3

No. 4.—Statement of Cost in the Maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff Meerut, ...	14	0	0	3,495	10	6
„ Haupper, ...	1,680	0	0	2,000	1	0
„ Sirdhana,...	1,596	2	0	3,632	11	6
„ Boolundshuhur, ...	2,280	0	0	2,039	10	0
„ Sekundrabad, ... ---	1,680	0	0	1,943	4	0
„ Anoopshuhur, --- ...	1,680	0	0	2,420	14	0
Total, ...	9,000	2	0	15,532	3	0

ZILLAH ALLYGURH.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by Transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on Default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original suits and appeals, pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	1,553	5,243	336	7,132	333	4,541*	0	121	1,019	23	1,095	0	2,92,908
1860, ...	1,095	4,013	658	5,766	637	3,853†	10	93	607	22	544	0	9,65,942
Increase, ...	0	0	322	0	304	0	10	0	0	0	0	0	6,73,034
Decrease, ...	458	1,230	0	1,366	0	688	0	28	412	1	551	0	0

† 55 to S. D. A.

* Of which *ex parte*, 992
Confession of Judgment, ... 1,870 — 2,862

† Of which *ex parte* 746
Confession of Judgment, ... 1,380 — 2,126

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		Number of Regular Suits (Original and Appeal,) before the several Courts.													Description of Suits.		Result of Appeals.							Average of Appeals admitted to suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judge. Mr. J. S. Dumurgue,	Orgls.	0	0	212	212	207	2	0	0	0	0	3	0	23,907	0	0	44	0	0	0	0	0	0	18·03
	Appls.	191	386	10	587	209	224	10	5	3	0	136	0	2,27,022	0	0								

Civil Sittings, 174 days. Sess. and Criml. Sittings, 75 days.																							
Sudr. Ameens. P. S.A.	Rae Nund Lall,	Orgls.	24	65	51	140	6	101	0	1	9	0	23	0	2,07,418	20	45	*117	27	41	5	2	2	0	37·74
		Appls.	35	0	209	244	10	196	0	1	2	0	35	0	35,377										
Sudr. Ameens. P. S.A.	Soondur Lall, ...		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	
Sudr. Ameens. P. S.A.	Inayet Hossein, ...		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	
Sudr. Ameens. P. S.A.	Pundit Ruttun Lall,		0	0	0	0	0	20	0	0	3	0	0					4	19	21	0	1	0	0	10·19
Sudr. Ameens. P. S.A.	Raé Nund Lall, P. S. A. as S. A.,		182	406	13	601	50	44	0	0	13	0	90	0	1,99,673	54	352	4	0	1	1	0	0	0	
Sudr. Ameens. P. S.A.	MoulveeAliBuxKhan,		0	0	0	0	0	327	0	0	54	0	0					39	3	4	0	0	0	0	
Moonsiffs.	Gunput Roy, Pundit Ruttun Lall, Sumeeoollah Khan,	Coel,	0	0	0	0	0	0	0	0	0	0	0	0				0	0	3	0	0	0	0	
Moonsiffs.			422	670	0	1,092	151	696	0	20	157	21	47	0				5	5	12	0	0	0	0	6·04
Moonsiffs.																		49	5	11	0	0	0	0	
Moonsiffs.	Kasim Ali, Hattrass,		72	757	53	882	0	705	0	18	119	0	40	0				65	35	55	0	0	2	0	7·71
Moonsiffs.	Ram Lall, Akrabad,		79	686	57	822	4	621	0	40	106	0	51	0	2,72,545	194	2,962	72	30	62	1	3	1	0	9·38
Moonsiffs.	Rugnath Sahoy, Khyr,		48	422	51	521	0	383	0	7	76	1	54	0				29	13	18	0	0	0	0	6·20
Moonsiffs.	Ally-ood-deen, Khasgunj, ...		42	621	2	665	0	534	0	1	65	0	65	0				13	8	9	0	0	0	0	2·16
	Total, ...		1,095	4,013	658	5,766	637	3,853	10	93	607	22	544	0	9,65,942	268	3,359	441	146	138	7	6	5	0	9·61

51·40 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	71	184	31	286	2	218	0	39	0	0	27	0
Ditto, Nos. 22 to 25,	63	6,381	164	6,608	0	6,514	0	5	0	0	89	0
P. S. Ameen, Headings Nos. 1 to 21,	98	291	3	392	2	224	0	33	0	0	133	2
Ditto, 22 to 25,	1	359	0	360	0	356	0	0	0	0	4	0
Sudder Ameen, ...	213	661	188	1,062	1	476	0	346	0	0	239	0
5 Moonsiffs, ...	797	5,858	467	7,122	11	3,661	0	2,726	0	0	724	0
Total, ...	1,243	13,734	853	15,830	16	11,449	0	3,149	0	0	1,216	2

No. 4.—Statement of cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Coel, ...	1,549	7	9	2,952	8	0
Ditto, Hattrass, ...	2,280	0	0	4,379	2	0
Ditto, Akrabad, ...	1,680	0	0	3,575	4	6
Ditto, Khyr, ...	1,673	5	6	2,762	5	6
Ditto, Khasgunj, ...	1,680	0	0	3,484	12	6
Total, ...	8,862	13	3	17,154	0	6

ZILLAH MORADABAD.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	1,157	4,181	152	5,490	106	*3,423	0	99	1,261	24	577	0	2,44,644
1860, ...	818	6,328	531	7,677	495	†5,081	4	137	1,362	7	591	0	7,182
Increase, ...	0	2,147	379	2,187	389	1,658	4	38	101	0	24	0	
Decrease, ...	339	0	0	0	0	0	0	0	0	17	0	0	2,37,462

† 22 to S. D. A.

* Of which *ex parte*, 829
Confession of judgment, 1,026 —1,855

† Of which *ex parte*, 631
Confession of judgment, 1,860 —2,491

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal) before the several Courts.*												Description of Suits.		Result of Appeals.						Average of appeals admitted to suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.)	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judge Mr. A. Shakespear,	Orgls.	0	0	94	94	93	0	0	0	0	0	1	0	1	0	0	0	0	0	0	0	0	0	0
	Appls.	114	280	1	395	311	32	3	0	4	0	45	0	84	0	0	5	0	0	0	0	0	0	12·82
Civil Sittings, 123 days.																								
Criml. Sittings, 67 „																								
P.S.A. Syud Ahmud Khan,	Orgls.	14	94	5	113	1	74	0	0	10	0	28	0	112	18	76	28	2	2	0	0	0	0	10·33
	Appls.	4	0	311	315	0	171	1	2	13	0	13	0	315										

S. A.	Sheodyal Singh, Bukhtawur Singh, Moradabad,	106	176	56	338	35	244	0	4	44	0	11	0	389	38	218	18	14	17	0	0	1	0	9·58
	Mahomed Hussun Khan, Bijnour, ...	6	80	0	86	0	54	0	0	16	0	16	0				10	4	1	0	0	0	0	
																	2	1	4	0	0	0	0	2·85
Moonsiffs.	Mahomed Hussun Khan, Bijnour, ...	83	822	1	906	0	261	0	2	233	0	86	0	0	0	0	16	4	18	0	0	1	0	3·16
	Jeewun Kishen, Dhampoor,	50	584	4	638	0	198	0	18	141	0	64	0	0	0	0	10	3	11	0	0	0	0	2·80
	Kalkapershad, Kumur-ood-deen. Nugeena,	45	422	2	469	0	72	0	26	107	0	47	0	0	0	0	17	7	12	0	0	2	0	
	Beharee Lall, Environs Moradabad, ... --	42	536	7	583	10	140	0	8	114	0	35	0	6,281	719	4,979	4	0	0	0	0	0	0	20·
	Gopal Rai, Hussunpoor, ...	23	811	2	436	2	78	0	9	65	1	24	0	0	0	0	27	12	20	0	0	1	0	10·30
	Abid Ali Beg, Sumbhul, ...	15	791	5	811	0	162	0	8	105	2	66	0	0	0	0	16	6	19	0	0	1	0	10·45
	Shunker Dass, City Moradabad, ...	82	535	33	650	11	138	0	13	155	0	33	0	0	0	0	24	8	24	0	0	2	0	8·30
	Mankee Dass, Thakoordwara, ...	77	378	1	456	20	53	0	8	65	0	63	0	0	0	0	31	7	27	0	0	3	0	10·12
	Burkut Ali, Amroha, ...	29	615	6	650	11	316	0	6	108	1	39	0	0	0	0	41	14	22	0	0	1	0	32·63
	Cheeda Lall, Billaree, ---	128	604	3	735	1	154	0	33	182	3	20	0	0	0	0	40	13	27	0	2	1	0	9·28
																	7	4	10	0	0	0	0	1·87
	Total, ...	818	6,328	531	7,677	495	5,081	4	137	1,362	7	591	0	7,182	775	5,273	296	99	214	0	2	17	0	4·49

No. 3—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	9	79	0	88	7	72	0	1	0	0	8	0
Ditto, Nos. 22 to 25,	22	5,738	0	5,760	0	5,717	0	0	0	0	43	0
P. S. A., Headings Nos. 1 to 21,	88	270	7	365	15	121	0	136	0	0	93	0
Ditto, 22 to 25,	34	295	167	496	7	473	0	4	0	0	12	0
Two S. As., one with powers, --	199	2,062	0	2,261	16	1,365	0	664	0	0	216	0
Nine Moonsiffs, ...	1,035	11,661	1,093	13,789	343	10,233	0	2,030	0	0	1,183	2
Total, ...	1,387	20,105	1,267	22,759	388	17,981	0	2,835	0	0	1,555	2

No. 4.—Statement of cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Bijnour, ...	3,960	0	0	2,566	8	0
Ditto, Dhampoor, ...	2,280	0	0	2,505	8	0
Ditto, Thakoordwara, ...	1,680	0	0	1,905	4	0
Ditto, City Moradabad, ...	1,680	0	0	2,016	8	0
Ditto, Environs ditto, ...	1,680	0	0	2,054	10	0
Ditto, Nugeena, ...	1,680	0	0	2,165	6	0
Ditto, Billaree, ...	1,680	0	0	2,549	5	6
Ditto, Sumbhul, ...	1,680	0	0	2,762	0	0
Ditto, Amroha, ...	1,680	0	0	3,340	0	0
Ditto, Hussunpoor, ...	1,680	0	0	2,011	8	0
Total, ...	19,680	0	0	23,876	9	6

ZILLAH BAREILLY.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by Transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of Original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859,	1,162	3,471	313	4,946	539	2,357*	0	631	736	1	632	0	1,95,134
1860,	1,309	4,642	295	6,246	205	4,160†	7	136	946	8	784	0	21,09,703
Increase,	247	1,171	0	1,300	0	1,803	7	0	210	7	152	0	19,04,569
Decrease,	0	0	18	0	334	0	0	495	0	0	0	0	0

* 1 to S. D. A.

* Of which
Ex parte, ... 558
Confession of Judgment,-- -- -- 786
1,344

† Of which
Ex parte, -- ... 1,093
Confession of Judgment,-- -- -- 1,311
2,404

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal) before the several Courts.*													Description of Suits.		Result of Appeals.							Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relative to real Property.	Relative to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or Modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judges. Mr. J. D. Inglis,	Appl.	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	11	0	0	0	0	0	0	0
	Orgl.	8	1	26	35	15	11	0	0	3	0	6	0	11,81,407	1	0	18	0	0	0	0	0	0	4·86
Mr. H. Vansittart,	Appl.	87	390	35	512	152	218	7	17	12	0	106	0	89,085										

Civil Sittings, 131 days, Sess. and Criml. Sittings, 83 days.																							
P.S.A.	Mahomed Kasim, Orgls.	92	296	23	411	12	233	0	11	39	0	116	0	4,83,715	50	246	45	12	22	0	2	1	0	11·65
	Ali Khan. Appls.	0	0	185	185	7	96	0	7	0	0	75	0	13,597										
Moonsiffs.	Sudder Ameen, *(none)*																							
	Ubdool Basit Khan, Bareilly,	129	850	6	985	5	645	0	2	282	1	50	0				77	21	38	0	1	1	0	8·27
	Moonshee Jugdumba Pershaud, Subs. Bareilly, ---	210	825	6	1,041	8	675	0	23	213	1	121	0				68	28	34	0	4	1	0	7·45
	Moulvie Muksood Ali Khan, Phillibeet, -- -- -- --	36	351	8	395	0	296	0	14	56	3	26	0	3,41,900			48	14	25	0	2	2	0	13·
	Lalla Mukhun Lall, Besulpoor, -- -- -- --	70	548	0	618	4	359	0	14	151	2	88	0		379	3,576	38	6	14	0	0	1	0	7·22
	Umanut Hossain, Suheswan,	*411	695	3	1,109	0	853	0	45	85	0	126	0				90	20	38	0	7	1	0	9·15
	Moulvie Wuzeer-ood-deen, Islamnugger, -- -- --	*266	686	3	955	2	774	0	3	105	1	70	0				58	13	20	0	8	3	0	6·56
	Total, ---	*1,309	4,642	295	6,246	205	4,160	7	136	946	8	784	0	21,09,703	430	3,822	453	114	191	0	24	10	0	8·61

37.37 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	49	155	19	223	0	126	0	27	0	0	70	0
„ „ 22 to 25,	6	2,942	0	2,948	0	2,884	0	23	0	0	41	0
Principal Sudder Ameens, Headings Nos. 1 to 21, -- ---	98	554	68	720	9	197	0	314	0	0	200	0
Principal Sudder Ameens, Headings Nos. 22 to 25, --- ---	0	1,121	1	1,122	1	1,118	0	0	0	0	3	0
Sudder Ameen, *(none,)* -- --	0	0	0	0	0	0	0	0	0	0	0	0
6 Moonsiffs, -- -- -- --	*973	4,303	529	5,805	8	3,036	0	1,963	0	0	798	0
Total, ---	†1,126	9,075	617	10818	18	7,361	0	2,327	0	0	1,112	0

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Bareilly, --- --- -- ---	1,680	0	0	3,033	1	0
„ Subs. Bareilly, --- --- ---	1,680	0	0	422	12	0
„ Beesulpoor, -- -- --- --	1,680	0	0	2,621	4	0
„ Phillibeet, --- -- --- ---	2,093	5	4	1,906	15	6
„ Islamnugger, --- -- ---	2,280	0	0	3,579	9	0
„ Suheswan, --- --- --- --	1,673	8	9	3,932	12	0
Total, ---	11,086	14	1	15,496	5	6

* The excess of 677 Original Suits in Column 1, Statement No. 2, is owing to the transfer during the year of the Moonsiffees of Suheswan and Islamnugger to Bareilly, from Shahjehanpore.

† The excess of 640 Miscellaneous cases shewn in Column 1, Statement No. 3, is also owing to the transfer as above.

ZILLAH SHAHJEHANPORE.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by Transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Non suited.	Pending at the end of each year.	Cases pending beyond one year.	Value of Original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, --- --- -- ---	1,940	7,233	562	9,735	566	5,770*	0	743	995	10	1,651	3	2,40,361
1860, -- --- --- ---	974	4,781	389	6,144	402	4,220†	16	84	559	26	837	1	8,89,846
Increase, --- -- --	0	0	0	0	0	0	16	0	0	16	0	0	6,49,485
Decrease, -- -- ---	966	2,452	173	3,591	164	1,550	0	659	436	0	814	2	0

* 14 Sudder Dewanny Adawlut.

* Of which
Ex parte, --- --- 1,474
Confession of Judgment, --- 2,093
3,567

† Of which
Ex parte, --- -- 851
Confession of Judgment, --- 1,441
2,292

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal) before the several Courts.*												Description of Suits.		Result of Appeals.						Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Received or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Non suited.	
Judges. Messrs. W. Wynyard and H. P. Faue.	Orgls.	1	0	0	1	0	1	0	0	0	0	0	0	1,500	0	0	7	0	0	0	0	0	0	0
	Appls.	69	363	5	437	254	76	16	4	3	0	84	0	67,505	0	0	8	0	0	0	0	0	0	16.66

Civil Sittings, 135 days, Sess. and Criml. Sittings, 137 days.																							
P.S.A. Rae Soonder Lall,	Orgls.	97	337	5	439	14	248	0	1	37	2	137	0	4,58,646	48	289	69*	7	27	1	1	0	0	13.32
	Appls.	129	0	228	357	35	225	0	5	0	0	92	0	14,594										
Sudder Ameen, *(none,)*																								
Moonsiffs. Juggun Nauth, Shahjehanpore,		145	723	12	880	40	578	0	25	141	21	75	0	3,47,601	380	3,701	71	7	41	1	0	0	0	9.28
Zuhoor Hossein, Tilhur,		50	546	13	609	2	434	0	12	67	1	93	0				39	7	27	2	3	0	0	7.58
Bisheer-ood-Deen, Jullalabad,		64	472	3	539	0	428	0	15	55	2	39	0				43	14	28	1	0	0	0	8.60
Ain-ood-deen, Powaine,		73	448	40	561	0	489	0	1	12	0	59	0				16	1	17	0	3	0	0	3.18
Kalka Pershaud, East Budaon,		132	841	10	983	51	726	0	11	115	0	80	0				47	17	38	0	1	0	0	5.51
Nawab Roy, West Budaon,		167	515	69	751	1	565	0	10	69	0	106	1				72	21	35	3	1	2	0	11.18
Neaz Mahomed Khan, Datagunj,		47	536	4	587	5	450	0	0	60	0	72	0				12	3	11	0	0	0	0	2.35
Total,		974	4,781	389	6,144	402	4,220	16	84	559	26	837	1	8,89,846	428	3,990	384	77	224	8	9	2	0	7.82

25.58 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	97	114	25	236	43	113	0	17	0	0	63	0
„ „ 22 to 25,	132	3,549	0	3,681	0	3,641	0	0	0	0	40	0
Principal Sudder Ameens, Headings Nos. 1 to 21,	105	441	26	572	21	225	0	216	0	0	110	0
Principal Sudder Ameens, Headings Nos. 22 to 25,	6	510	9	525	0	521	0	0	0	0	4	0
Sudder Ameen, *(none)*,	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiffs,	1,241	8,602	272	10115	65	5,653	0	3,335	0	0	1062	1
Total,	1,581	13216	332	15129	129	10153	0	3568	0	0	1279	1

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Shahjehanpore,	1,680	0	0	4,410	13	0
„ Tilhur,	1,667	1	2	3,117	10	0
„ Jullalabad,	1,680	0	0	2,836	7	0
„ Powaine,	1,680	0	0	2,800	9	6
„ East Budaon,	1,593	11	3	3,874	0	0
„ West Budaon,	1,680	0	0	2,564	11	6
„ Datagunj,	1,680	0	0	2,943	8	0
Total,	11,660	12	5	22,547	11	0

* The decrease of 677 Original Suits in Coulmn 1, Statement No. 2, and 640 Miscellaneous Suits in Column 1, Statement No. 3, is owing to the transfer of the Moonsiffees of Suheswan and Islamnugger to Bareilly.

ZILLAH AGRA.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	1,676	5,975	231	7,882	186	4,530*	0	228	1,517	3	1,418	81	4,92,698
1860, ...	1,418	4,699	315	6,432	296	3,845†	5	116	1,038	4	1,148	75	13,92,983
Increase, ...	0	0	84	0	110	0	5	0	0	1	0	0	9,00,285
Decrease, ...	258	1,276	0	1,450	0	705	0	112	479	0	270	6	0

* 17 to S. D. A.

Of which *Ex parte*, 1,013
Confession of judgment, ... 1,861 — 2,894

† Of which *Ex parte*, 797
Confession of judgment, ... 1,493 — 2,290

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and designations of Officers.		*Number of Regular Suits (Original and Appeal) before the several Courts.*													Description of Suits.		Result of Appeals.							Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judges. Messrs. M. B. Thornhil and E. M. Wylly,	Orgls.	7	1	100	108	91	9	0	1	2	0	5	3	79,173	0	0	8	0	0	0	0	0	0	20
	Appls.	239	303	9	551	101	135	5	7	6	0	297	16	1,31,752	0	0	25	0	0	0	0	0	0	

Civil Sittings 106 days, Sess. and Criml. Sittings, 83 days.																								
S. A. P. S. A.	Mr. J. P. Lyons,	Orgls.	136	137	10	283	6	144	0	15	9	0	109	19	7,48,550	59	78	54*	5	28	0	1	0	0	18.12
		Appls.	72	0	101	173	7	114	0	15	1	0	36	35	16,354										
	Mahomed Subbee-ood-deen,		32	68	6	106	1	65	0	0	15	2	23	2	63,689	19	49	18	5	16	0	2	1	0	21.92
Moonsiffs.	Gunput Roy, Agra, ...		85	410	33	528	1	355	0	1	190	0	7	0				38	5	26	0	1	0	0	8·33
	Gopaul Sahoy, Agra, ...		118	666	0	784	32	422	0	15	200	0	115	0				26	8	23	0	4	0	0	4·08
	Mahomed Subbee-ood-deen, Muttra, ...		134	429	1	564	2	370	0	22	101	2	67	0				42	8	19	0	2	1	0	8·48
	Salamut Ali, Futtehpore, ...		246	618	0	864	0	584	0	0	199	0	81	0	3,53,465	277	3,913	46	12	15	0	4	0	0	5.87
	Nizam Ali Khan, Futtiabad,		83	665	3	751	2	488	0	20	125	0	116	0				31	3	19	0	5	2	0	4·89
	Kunhya Lall, Etmadpoor,...		50	488	16	554	1	347	0	13	96	0	97	0				20	3	19	0	5	1	0	4·38
	Mahmood Bux, Juleysur,...		170	558	1	729	52	504	0	0	97	0	76	0				24	3	9	0	3	0	0	3·99
	Mukhun Lall Maut, ...		46	356	35	437	0	288	0	7	87	0	55	0				18	3	20	0	2	0	0	4·71
Total, ...			1,418	4,699	315	6,432	296	3,825	5	116	1,038	4	1,148	75	13,92,983	355	4,040	350	55	194	0	29	5	0	7·01

22·08 per cent. reversals.

B 43.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21, ...	146	189	0	335	1	222	0	44	0	0	68	0
Ditto, „ 22 to 25, ...	225	4,413	0	4,638	16	4,336	0	12	0	0	274	0
P. S. A. Headings „ 1 to 21, ...	96	293	4	393	0	115	0	169	0	0	109	0
Ditto, „ 22 to 25, ...	20	660	0	680	0	1	0	638	0	0	41	0
One Sudder Ameen and Moonsiff,	219	1,087	8	1,314	6	622	0	547	0	0	139	0
Seven Moonsiffs, ...	925	5,464	334	4,723	12	2,686	0	3,160	0	0	865	0
Total, ...	1,631	12,106	346	14,083	35	7,982	0	4,570	0	0	1,496	0

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
1st Moonsiff, Agra, ...	2,280	0	0	1,824	0	6
2nd Ditto, ditto, ...	1,680	0	0	2,633	15	6
S. A. & Moonsiff of Muttra,	3,960	0	0	4,966	10	0
Moonsiff, Futtehpore, ...	1,745	3	6	2,406	0	0
Ditto, Futtiabad, ...	2,012	7	9	3,111	4	0
Ditto, Etmadpoor, ...	2,180	0	0	2,393	9	0
Ditto, Juleysur, ...	1,680	0	0	3,509	1	6
Ditto, Maut, ...	1,780	0	0	2,112	0	6
Total, ...	17,317	11	3	22,986	12	0

ZILLAH FURRUCKABAD.

No. 1

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.	31 to S. D. A.
	1	2	3	4	5	6	7	8	9	10	11	12	13	
1859, ...	1,722	5,679	398	7,799	354	*5,170	0	192	1,256	33	794	6	2,09,458	* Of which *Ex parte*, ... 1,313 Confession of judgment, ... 1,422 — 2,735
1860, ...	794	5,751	358	6,903	350	†4,428	7	122	849	8	1,139	4	11,83,483	† Of which *Ex parte*, ... 1,177 Confession of judgment, ... 1,326 — 2,503
Increase, ...	0	72	0	0	0	0	7	0	0	0	345	0	8,74,025	Exclusive of those decided by the Judge in either way.
Decrease, ...	928	0	40	896	4	742	0	70	407	25	0	2	0	

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular suits (Original) and Appeal) before the several Courts.*												Description of Suits.		Result of Appeals.						Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Non suited.	
Judges. Messrs. R. Spankie and E. C. Bayley,	Orgls.	1	0	6	7	2	4	0	0	0	0	1	1	17,949	0	0	0	0	0	0	0	0	0
	Appls.	50	433	1	484	131	126	7	0	0	0	220	0	89,084	0	0	50	0	0	0	0	0	36

Civil Sittings, 58 days, ...																								
Sess.& Criminal sittings, ... 74 days, ...																								
P. S. A.	Mahd. Tujjummool Hossein Khan,	Orgls.	104	307	11	424	6	215	0	4	64	0	135	1	7,20,362	67	250	*110	6	17	0	0	0	0	0
		Appls.	10	0	131	141	0	100	0	1	0	0	40	0	10,995										
	S. A., *(none,)*		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiffs.	Nasir Ali Khan, S. Division,		48	845	103	996	4	716	0	24	184	0	68	0	3,45,093	458	4,553	40	7	17	1	0	0	0	4·31
	Abdool Qyoom, N. Division,		88	1,026	1	1,115	106	661	0	28	225	1	94	0				64	11	26	0	0	0	0	6·26
	Lakoor Hossein, Kaemgunj,		53	695	100	848	100	619	0	30	104	0	95	0				42	6	17	2	0	0	0	4·91
	Kuramut-ool-lah, Doondwara,		261	931	0	1,192	0	816	0	11	113	1	151	2				28	7	13	0	0	0	0	2·96
	Hursuhoy, Kunouj, ...		78	615	0	693	0	532	0	3	22	6	130	0				51	26	15	3	1	0	0	9·05
	Ikram Hossein, Chubramow,		101	899	3	1,003	1	639	0	21	137	0	205	0				74	20	30	1	0	0	0	9·28
	Total, ...		794	5,751	358	6,903	350	4,428	7	122	849	8	1,139	4	11,83,483	525	4,803	459	83	135	7	1	0	0	8·31

38·07 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	22	232	0	254	4	134	0	7	0	0	109	1
Ditto ditto, 22 to 25,	76	8,928	0	9,004	0	8,883	0	0	0	0	121	0
P. S. A., Headings Nos. 1 to 21,	89	582	5	676	0	263	0	267	0	0	146	0
Ditto ditto, 22 to 25,	12	1,107	0	1,119	0	1,111	0	0	0	0	8	0
Sudder Ameen, ... ---	0	0	0	0	0	0	0	0	0	0	0	0
Six Monsiffs, ...	973	10,019	115	11,107	117	5,718	0	3,793	0	0	1,479	2
Total, ...	1,172	20,868	120	22,160	121	16,109	0	4,067	0	0	1,863	3

No. 4.—Statement of Cost incurred in the maintenace of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, S. Division of City, ...	2,280	0	0	4,407	8	0
Ditto, Northern ditto, ...	1,680	0	0	4,395	0	0
Ditto, Kaemgunj, ...	1,680	0	0	3,593	13	0
Ditto, Doondwara, ...	2,280	0	0	4,341	8	0
Ditto, Chubramow, ...	1,680	0	0	4,719	0	0
Ditto, Kunouj, ...	1,680	0	0	2,735	8	0
Total, ...	17,880	0	0	24,192	5	0

ZILLAH MYNPOORIE.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	800	3,342	199	4,341	173	*2,956	0	160	531	4	517	11	1,01,121
1860, ...	422	2,531	19	2,972	2	2,358	0	71	316	4	221	0	5,28,353
Increase, ...	0	0	0	0	0	0	0	0	0	0	0	0	4,27,212
Decrease, ...	378	811	80	1,369	171	598	0	99	215	0	296	11	0

* 22 to S. D. A.

† Of which *Ex parte*, 547
Confession of judgment, ... 1,421 — 1,968

Of which *Ex parte*, ... 436
Confession of judgment, ... 1,223 — 1,659

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal) before the several Courts.*													Description of Suits.		Result of Appeals.							
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	Average of Appeals admitted to Suits decided.
Judges. Messrs. E. J. Boldero, ...		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	3	0	0	0	0	0	0	0
and J. H. Batten,	Orgls.	0	0	5	5	0	2	0	0	2	0	1	0	32,783	0	0	0	0	0	0	0	0	0	0
	Appls.	39	233	3	275	159	52	0	0	3	0	61	0	72,723	0	0	9	0	0	0	0	0	0	15·25

Civil Sittings, 94 days.
Sess. and Criml. 132 days.

P. S. A.	Mahomed Hossein Khan,	Orgls.	26	123	2	151	3	103	0	0	12	0	33	0	2,19,614	32	91	*56	12	19	0	0 1	0	19·71
		Appls.	30	0	159	189	3	160	0	8	1	0	17	0	19,012									
S. A. (*none*,)			0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0 0	0	0
Moonsiffs.	Kunhya Lall, Mynpoorie, ...		243	638	9	890	2	718	0	9	107	1	53	0	1,84,201	238	2,292	86	26	54	0	0 1	0	10·28
	Kumalooddeen, Shekoabad,		105	474	3	582	0	446		11	70	1	54	0				23	5	19	0	0 0	0	4·35
	Nujjuff Khan, Etah, ...		31	610	1	642	0	537	0	15	40	0	50	0				23	8	25	0	0 0	0	3·88
	Mahomed Yaheea, Etawah,		20	473	4	497	0	336	0	22	78	0	61	0				13	5	4	0	0 0	0	2.98
	Koondun Lall, Phuppoond,		23	336	2	361	0	321	0	14	21	2	3	0				27	14	13	0	0 0	0	7·33
Total, ...			422	2,531	19	2,972	2	2,358	0	71	316	4	221	0	5,28,333	270	2,383	240	70	134	0	0 2	0	8·73

34·21 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21, ...	80	118	0	198	1	171	0	1	0	0	25	0
Ditto, „ 22 to 25, ...	87	1,395	0	1,482	0	1,374	0	0	0	0	108	0
P.S.A. Headings „ 1 to 21, ...	47	243	8	298	0	106	0	125	0	0	67	0
Ditto, „ 22 to 25, ...	3	496	0	499	0	496	0	0	0	0	3	0
Sudder Ameen, ...	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiffs, ...	346	3,034	181	3,561	0	1,818	0	1,326	0	0	417	1
Total, ...	563	5,286	189	6,038	1	3,965	0	1,452	0	0	620	1

No 4.—Statement of cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Mynpoorie, ...	1,632	14	6	3,061	12	0
Ditto, Shekoabad, ...	1,680	0	0	2,450	0	6
Ditto, Etah, ...	2,280	0	0	2,998	4	0
Ditto, Etawah, ...	2,280	0	0	2,321	10	0
Ditto, Phuppoond, ...	1,662	4	2	2,086	7	0
Total, ...	9,535	2	8	12,918	1	6

ZILLAH CAWNPORE.

No 1.

	Pending at the beginning of each year.	Instituted.	Received by Transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of Original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	342	1,851	165	2,358	154	1,486*	0	93	356	16	253	1	5,35,757
1860, ...	253	2,277	70	2,600	62	1,797†	4	56	374	21	286	0	5,60,998
Increase, ...	0	426	0	242	0	311	4	0	18	5	33	0	25,241
Decrease, ...	89	0	95	0	92	0	0	37	0	0	0	1	0

* 4 to S. D. A.

* Of which
Ex parte, 255
Confession of Judgment, ... 513 — 786

† Of which
Ex parte, 323
Confession of Judgment, 691 — 1,014

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal) before the several Courts.*													Description of Suits.		Result of Appeals.							Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Messrs. F. B. Pearson and H. Fane	Orgls.	0	0	7	7	0	1	0	0	1	0	1	0	22,430	0	0	22	0	0	0	0	0	0	13·58
	Appls.	73	225	1	299	30	169	2	7	0	0	91	0	96,545	0	0	3	0	0	0	0	0	0	

Civil Sittings, 111 days. Sess. and Criml. do. 112 Days.																							
S.A. P.S.A.	Kazee Inayet, Orgls.	5	65	7	71	2	51	0	0	6	2	10	0	2,11,882	23	42	*57	16	17	0	1	0	0	64·04
	Hossein Khan, Appls.	0	0	30	30	0	26	0	0	4	0	0	0	0										
	Lalla Sheodyal, Cawnpore,	8	137	3	148	2	94	0	3	17	3	29	0	84,068	34	103	30	10	32	0	0	0	0	25·64
Moonsiffs.	Summeeoollah Khan, Kazee Inayet Hossein, P. S. A., as Moonsiff, 1st Division,	23	463	0	486	26	302	0	14	102	0	42	0	0	0	0	38	14	24	0	5	0	0	9·09
	Summeeoollah Khan, Lalla Sheodyal, S. A., as Moonsiff, 2nd Division,	9	218	26	253	1	179	2	3	39	8	21	0	0	0	0	38	6	27	0	0	0	0	16·44
	Hamid Hossein Khan, 3rd Division,	35	437	1	473	0	351	0	13	93	0	16	0	1,46,073	238	1,612	18	3	11	0	0	1	0	3·93
	Nussuroollah Khan, 4th Division.	77	369	0	446	1	300	0	8	78	0	59	0	0	0	0	20	3	8	0	1	0	0	5·18
	Hafizooddeen Ahmed, 5th Division,	23	363	1	387	0	320	0	8	34	8	17	0	0	0	0	29	9	16	0	1	3	0	7·83
	Total, ---	253	2277	70	2600	62	1797	4	56	374	21	286	0	5,60,998	295	1,757	255	61	135	0	8	4	0	11·28

38·13 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	28	294	1	323	3	308	0	0	0	0	12	0
,, ,, 22 to 25,	33	4,183	0	4,216	11	4,131	0	43	0	0	31	0
1 P.S.A. Headings Nos. 1 to 21,	26	140	9	175	2	89	0	53	0	0	31	0
,, ,, 22 to 25,	12	659	78	749	0	742	0	0	0	0	7	0
1 Sudder Ameen, --- ---	24	386	23	433	5	307	0	56	0	0	65	0
5 Moonsiffs, --- --- ---	300	3,009	1	3,310	0	3,268	0	773	0	0	269	0
Total, ---	423	8,671	112	9,206	21	8,845	0	925	0	0	415	0

No. 4.—Statement of cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, 1st Division, ---	630	0	0	2,489	8	0
,, 2nd ,, ---	0	0	0	1,161	6	0
,, 3rd ,, ---	2,280	0	0	2,058	14	6
,, 4th ,, ---	1,665	0	0	2,181	8	0
,, 5th ,, ---	2,280	0	0	1,937	8	0
Total, ---	6,855	0	0	9,828	12	6

ZILLAH FUTTEHPORE.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859,	209	761	22	992	20	*696	0	30	136	19	91	0	31,738
1860,	91	640	10	741	2	†531	4	9	99	10	86	1	1,57,378
Increase,	0	0	0	0	0	0	4	0	0	0	0	1	1,25,640
Decrease,	118	121	12	251	18	165	0	21	37	9	5	0	0

* 1 to S. D. A.

* Of which *Ex parte*, ... 91
Confession of Judgment, ... 199 — 290

† Of which *Ex parte*, ... 63
Confession of Judgment, ... 181 — 244

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.	*Number of Regular Suits (Original and Appeal) before the several Courts.*													Description of Suits.		Result of Appeals.						Average of Appeals admitted to Suits decided.
														Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
	1	2	3	4	5	6	7	8	9	10	11	12	13										
Judge } †Mr. G. Edmonstone, { Orgls.	0	4	0	4	1	2	0	0	0	1	0	0	5,640	0	0	0	0	0	0	0	0	
{ Appls.	11	95	1	107	0	85	4	0	4	8	6	1	29,601	2	2	24	0	0	0	0	0	23·01

Civil Sittings, 188 days. Sess. and Criml., 70 days.																							
P. S. A., Mahomed, Abdoollah Khan,	Orgls.	70	366	6	342	0	297	0	9	67	0	69	0	1,09,847	77	291	50*	19	31	0	0	1	0	13·40
	Appls.	0	0	0	0	0	0	0	0	0	0	0	0	0									
Sudder Ameen, *(none,)*		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiff. Gokul Chund, Khaga,		10	175	3	188	1	147	0	0	28	1	11	0	12,284	53	122	24	16	9	0	0	2	0	13·06
Total,		91	640	10	741	2	531	4	9	99	10	86	1	1,57,378	132	415	108	35	40	0	0	3	0	16.84

46·66 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	25	192	0	217	5	148	0	43	0	0	21	0
" " " 22 to 25,	72	1578	0	1,650	0	1,565	0	0	0	0	85	0
P. S. A. " " 1 to 21,	55	359	12	426	10	183	0	167	0	0	66	0
" " " 22 to 25,	10	589	0	599	0	593	0	0	0	0	6	0
Sudder Ameen,	0	0	0	0	0	0	0	0	0	0	0	0
1 Moonsiff,	49	517	11	577	9	435	0	75	0	0	58	0
Total,	211	3,235	23	3,469	24	2,924	0	285	0	0	236	0

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Khaga,	1,663	13	11¼	747	6	0
Total,	1,663	13	11¼	747	6	0

ZILLAH BUNDELCUND.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	197	1,570	3	1,777	5	1,022*	0	223	309	1	217	0	61,676
1860, ...	217	1,459	14	1,690	11	1,154†	1	28	299	5	192	0	2,67,453
Increase, ...	20	0	11	0	6	132	1	0	0	4	0	0	2,05,777
Decrease, ...	0	111	0	87	0	0	0	195	10	0	25	2	0

† 1 to S. D. A.

* Of which *Ex parte*, 88
Confession of Judgment, ... 312 — 400

† Of which *Ex parte*, 70
Confession of Judgment, ... 332 — 402

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal,) before the several Courts.*													Description of Suits.		Result of Appeals.							Average of Appealsadmitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judges. Hon'ble R. rummond, E.J. Bolders,	Orgls.	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	20	0	0	0	0	0	0	16·49
	Appls.	55	110	1	166	1	147	0	3	7	0	8	0	47,714	0	0	6	0	0	0	0	0	0	

Civil Sittings, 168 days.																								
Sessions and Criminal Sittings, 53 days.																								
P.S.A.	Sookhasee	Orgls.	77	523	7	607	0	414	1	12	104	1	75	0	1405952	84	439	*54	15	48	0	0	5	0	10·15
	Lall,	Appls.	0	0	0	0	0	0	0	0	0	0	0	0										
	S. Ameen, (*none*,)		0	0	0	0	0	0	0	0	0													
Moonsiffs.	Hukeem Rabut Ullee, Tirohan.		30	292	2	324	10	225	0	0	59	3	37	0	73,787	121	705	32	16	29	0	2	1	0	11·14
	Ahmud-ool-la Jellalpoor		55	534	4	593	10	368	0	13	129	1	72	0				21	10	25	0	1	0	0	4·03
Total, ...			217	1,459	14	1,690	11	1,154	1	28	299	5	192	0	2,67,453	205	1,144	133	41	102	0	3	6	0	8·94

28·67 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	7	121	0	128	8	107	0	10	0	0	3	0
Ditto Nos. 22 to 25,	23	1,920	0	1,943	9	1,918	0	0	0	0	16	0
P. S. Ameen, Headings Nos. 1 to 21,	73	516	6	595	0	355	0	169	0	0	71	0
Ditto, 22 to 25,	2	687	7	696	0	690	0	0	0	0	6	0
Sudder Ameen, ...	0	0	0	0	0	0	0	0	0	0	0	0
2 Moonsiffs, ...	70	1,089	2	1,161	17	626	0	447	0	0	71	0
Total, ...	175	4,333	15	4,523	34	3,696	0	626	0	0	167	0

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Tirohan, ...	1,68 0	0	0	1,993	0	0
Ditto, Jellalpoor, ...	1,680	0	0	3,100	8	0
Total, ...	3,360	0	0	5,093	8	0

ZILLAH ALLAHABAD.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	779	2,995	192	3,966	184	*2,340	0	63	603	19	757	1	1,33,412
1860, ...	759	3,107	287	4,151	263	†2,545	3	66	533	9	732	0	8,42,581
Increase, ...	0	112	95	185	79	205	3	3	0	0	0	0	7,09,139
Decrease, ...	22	0	0	0	0	0	0	0	70	10	25	1	0

* 17 to S. D. A.

* Of which *ex parte*, 580
Confession of judgment, 620 —1,200

† Of which *ex parte*, 595
Confession of judgment, 479 —1,074

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal) before the several Courts.*													Description of Suits.		Result of Appeals.						Average of Appeals Admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds Contract, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judge, Mr. W. P. Masson, ...	Orgls.	0	0	17	17	17	0	0	0	0	0	0	0		0	0	0	0	0	0	0	0	0
	Appls.	56	474	7	537	230	200	0	0	8	2	97	0	1,17,651	0	0	16	0	0	0	0	0	7·61
Civil Sittings,.....	119 days.																						
Sessions and Criml.,	140 „																						
P.S.A. Baboo Shama Churn,	Orgls.	60	285	17	362	0	299	3	3	23	1	33	0	4,87,605	44	241	*89	22	40	0	0	2	1	16·03
	Appls.	60	0	231	291	0	218	0	7	1	0	65	0	26,067									

S. A.	Sudder Ameen, (*none,*) ...	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiffs.	Lalla Kissoree Lall, Kidgunj, ...	122	865	6	993	6	520	0	12	275	0	180	0	211258	288	2,060	84	22	61	0	2	1	0	10·40
	Lalla Sheonarain, Allahabad, ...	305	679	4	988	7	586	0	23	134	1	237	0				71	27	14	0	1	0	0	9·54
	Munmohun Lall, Munjunpoor, ...	70	435	2	507	2	393	0	17	39	5	51	0				54	38	26	0	0	0	0	11·89
	Mahomed Ruzee-ood-deen, Phoolpoor, ...	84	369	3	456	1	329	0	4	53	0	69	0				89	63	35	0	4	0	0	23·05
	Total, ...	757	3,107	287	4,151	263	2,545	3	66	533	9	732	0	8,42,581	332	2,301	403	172	176	0	7	3	1	12·80

49·10 per cent. reversals.

B 46.

No. 3—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	82	264	32	378	40	264	0	18	0	0	56	0
Ditto, Nos. 22 to 25,	197	5,333	0	5,530	32	5,146	0	0	0	0	352	30
P. S. A., Headings Nos. 1 to 21,	185	636	33	854	14	256	0	369	0	0	215	0
Ditto, 22 to 25,	7	505	32	544	0	516	0	10	0	0	18	0
Sudder Ameen,...	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiffs, ...	778	3,306	10	4,094	8	1,505	0	1,742	0	0	839	2
Total, ...	1,249	10,044	107	11,400	94	7,687	0	2,139	0	0	1,480	32

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Kidgunj, ...	2,280	0	0	3,761	0	0
Ditto, Allahabad, ...	1,680	0	0	3,425	8	0
Ditto, Munjunpoor, ...	1,680	0	0	2,807	6	0
Ditto, Phoolpoor, ...	1,680	0	0	2,395	0	0
Total, ...	7,320	0	0	12,388	14	0

ZILLAH GORUCKPORE.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of Original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, --- --- --- ---	832	5,165	520	6,517	637	4,144*	0	132	738	17	849	0	4,98,132
1860, -- -- -- ---	849	4,595	442	5,886	404	3,923†	0	115	471	20	953	1	13,22,106
Increase, --- --- ---	17	0	0	0	0	0	0	0	0	3	104	1	8,23,974
Decrease, --- -- --	0	570	78	631	233	221	0	17	267	0	0	0	0

* 16 to S. D. A.

* Of which
Ex parte, ... --- 442
Confession of Judgment, ... 2,078 — 2,520

† Of which
Ex parte, ... 257
Confession of Judgment,-- ... ... 1,802 — 2,059

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

ames and Designations of Officers.		*Number of Regular Suits (Original and Appeal) before the several Courts.*													Description of Suits.		Results of Appeals.							Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judge. Mr. A. Swinton,	Orgls.	0	0	14	14	14	0	0	0	0	0	1	1	0	0	0	0	0	0	0	0	0	0	0
	Appls.	90	652	3	745	380	177	0	2	5	0	181	0	1,03,989	0	0	29	0	0	0	0	0	0	15·76

Civil Sittings, 172 days. Sess. and Criml. Sittings, 73 days.																							
S. A. P. S. A.	Syud Pygumber Bux,	Orgls.	59	85	13	157	0	92	0	0	7	0	58	0	7,88,405	29	56	* 68	7	34	0	0	0	0	13·74
		Appls.	30	0	383	413	1	387	0	5	3	0	17	0	66,321										
	Quazee Mehndee Ali Khan,		0	0	0	0	0	0		0	0	0	0	0				2	1	1	0	0	0	0	
	Rai Dabee Dyal,		62	202	5	269	2	185	0	1	35	0	46	0	0	0	0	121	41	69	0	0	0	0	54·75
Moonsiffs.	Ruheemoolla, Captaingunj, ...		121	526	0	647	2	549		27	20	14	35	0	1,19,189	54	148	38	9	31	0	0	0	0	6·22
	Syud Wuzeer Ally, Bansee,		72	401	0	473	0	378	0	0	37	0	58	0				38	20	12	0	2	2	0	9·15
	Shah Ubdoolla, Khuleelabad,		58	514	2	604	1	475		16	41	0	71	0				63	7	44	0	0	1	0	11·84
	Mahd. Ruza Khan, Bansgaon,		52	318	6	376	0	298	0	7	16	6	49	0				27	4	16	0	1	0	0	8·25
	Hafiz Ruheem, Munsoorgunj,		88	403	4	495	2	312		15	68	0	98	0	2,44,202	1,729	1,927	59	15	47	0	2	0	0	14 93
	Lukput Roy, Ubdool Doobhan,	Purownah.	0	0	0	0	0	0	0	0	0	0	0	0				0	2	2	0	1	0	0	
			40	357	2	399	2	282	0	5	21	0	89	0				34	8	24	0	0	0	0	11·03
	Lukput Roy, Deoreea,		85	580	2	667	0	412		7	137	0	111	0				43	3	39	0	0	0	0	7·73
	Mahd. Hosein, Goruckpore,		92	527	8	627	0	376	0	30	81	0	140	0				155	41	81	0	1	3	0	8·41
	Total, ---		849	4,595	442	5,886	404	3,923	0	115	471	20	953	1	13,22,106	1,820	2,131	577	158	400	0	7	6	0	12·74

28·31 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	65	546	1	612	20	496	0	40	0	0	56	0
Ditto Nos. 22 to 25,	113	3,316	0	3,429	22	3,224	0	3	0	0	180	0
Prinpcial Sudder Ameens, Headings Nos. 1 to 21, -- ---	127	365	64	556	0	261	0	164	0	0	131	0
Ditto Nos. 22 to 25, --- ---	19	212	23	254	0	224	0	8	0	0	22	0
1 Sudder Ameen, -- --	140	1,243	0	1,383	13	847	0	378	0	0	145	0
8 Moonsiffs, -- --	1,068	6,936	953	8,957	13	5610	0	2,490	0	0	844	0
Total, ---	1,532	12,618	1041	15191	68	10662	0	3,083	0	0	1,378	0

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Captaingunj, ... --- --	2,280	0	0	2,174	8	0
„ Bansee, .. --- ------	2,244	0	0	2,228	0	6
„ Khuleelabad, -- -- ---	1,656	0	0	2,604	3	0
„ Bansgaon, --- -- ---	2,280	0	0	1,461	15	6
„ Munsoorgunj, --- --	1,680	0	0	1,693	2	6
„ Purownah, --- --- ---	1,756	0	0	1,454	6	6
„ Deoreea, --- --- --	1,656	0	0	2,607	15	6
„ Goruckpore --- --- --	2,280	0	0	2,115	15	6
Total, ...	1,532	0	0	16,340	3	0

ZILLAH AZIMGURH.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, --- --- -- ---	527	2,937	250	3,714	227	2,484*	0	134	337	2	530	0	95,107
1860, -- --- --- ---	530	2,572	250	3,352	224	2,269†	16	100	315	10	418	1	4,29,490
Increase, --- -- --	3	0	0	0	0	0	16	0	0	8	0	1	3,34,383
Decrease, -- -- ---	0	360	0	362	3	215	0	34	22	0	112	0	0

† 1 to Sudder Dewanny Adawlut.

* Of which *ex parte*, ... 306

Confession of Judgment, ... 759 — 1,065

† Of which *ex parte*,... 150

Confession of Judgment, ... 478 — 628

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal), before the several Courts.*													Description of Suits.		Result of Appeals.						Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judge. Mr. A. Ross,	Orgls.	0	0	1	1	0	0	0	0	0	0	1	0	100	0	0	0	0	0	0	0	0	0	0
	Appls.	44	513	10	567	51	367	16	1	1	0	131	0	97,880	0	0	41	0	0	0	0	0	0	1,0.64

Civil Sittings, 169 days, Sess. and Criml. Sittings, 73 days.																							
S. P. A.	Qazee Earalli Khan,	Orgls.	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
		Appls.	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0
	Qazee Zeaoolla Khan,	Orgls.	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
		Appls.	0	0	0	0	0	0	0	0	0	0	0	0	0	2	1	1	0	0	0	0	0
	Rai Kanjee Suhoy,	Orgls.	59	34	168	261	1	212	0	5	18	1	24	0	94,337	0	0	0	0	0	0	0	0
		Appls.	0	0	50	50	0	31	0	0	0	0	19	0	1,322	16	18	15*	4	10	0	0	0	0	5·61
S. A.	Syud Hussun Ruzza, --- ---		133	487	6	626	94	362	0	6	69	4	91	0	12,830	213	274	50	17	19	0	0	0	0	11·11
Moonsiffs.	Rai Kanjee Suhoy, P. S. A., as Moonsiff, -- -- --		0	0	0	0	0	0	0	0	0	0	0	0				126	55	56	0	0	0	0	0
	Syud Hussun Ruzza, S. A., as Moonsiff,-- -- --		0	0	0	0	0	0	0	0	0	0	0	0				42	15	22	0	0	0	0	0
	Zynool Abdeen, Azimgurh,		96	592	3	691	37	474	0	13	90	0	77	1	1,23,021	752	786	61	14	32	0	1	0	0	10·05
	Khadim Hossein, Mahomdabad,--- --- -- -- --		134	489	4	627	39	422	0	55	59	51	1	0				84	20	51	0	0	0	0	15·60
	Abdool Mujeed, Nugra, ---		64	457	8	529	2	401	0	20	78	4	24	0				81	18	43	0	0	1	0	16·10
	Total, --		530	2,572	250	3,352	224	2269	16	100	315	10	418	1	4,29,490	981	1 078	303	144	235	0	1	1	0	11·21

37·99 per cent. reversals.

B 47

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	34	344	1	379	12	308	0	13	0	0	46	0
„ „ „ 22 to 25,	81	4,289	0	4,370	4	4,294	0	0	0	0	72	6
1 Principal Sudder Ameen, Headings Nos. 1 to 21,	102	294	2	398	3	1 9	0	193	0	0	93	2
„ Nos. 22 to 25,	17	710	0	727	0	725	0	0	0	0	2	0
1 Sudder Ameen,... ... --	239	1,086	0	1,325	0	788	0	371	0	0	166	0
3 Moonsiffs, --- --- --- ---	618	3,504	0	4,122	0	2,608	0	876	0	0	638	3
Total, --	1,091	10,227	3	11,321	19	8,832	0	1,453	0	0	1017	11

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Azimgurh, --- -- --- --	1,680	0	0	3,273	0	0
„ Mahomdabad, --- --- --	2,280	0	0	2,344	0	0
„ Nugra,--- -- --- --- --	2,055	13	4	2,801	0	0
Total, ---	6,015	13	4	8,418	0	0

ZILLAH JOUNPORE.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	804	2,121	514	3,439	488	1,994*	0	94	121	4	738	2	2,66,527
1860, ...	738	2,074	209	3,021	176	1,791†	8	60	98	6	882	4	12,80,991
Increase, ...	0	0	0	0	0	0	8	0	0	2	144	2	10,14,464
Decrease, ...	66	47	305	418	312	203	0	34	23	0	0	0	0

* 13 to S. D. A.

* Of which *Ex parte*, 228
Confession of Judgment, ... 9 — 237

† Of which *Ex parte*, 139
Confession of judgment, ... 24 — 163

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal,) before the several Courts.*													Description of Suits.		Result of Appeals.							Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Transferred to other Courts.	
Judge { Mr. H. G. Astell,	Orgls.	1	0	11	12	0	5	0	0	0	0	7	0	2,80,187	0	0	0	0	0	0	0	0	0	0
	Appls.	228	666	9	903	130	262	8	2	8	0	493	0	1,76,141	0	0	37	0	0	0	0	0	0	12·98

Civil Sittings, 178½ days. ... Sess. and Criml. 49½ days.																									
P. S. A. Mahomed Ussud-ool-lah, ...	Orgls.	144	129	19	292	5	197	0	2	16	0	72	1	7,03,825	56	73	135	24	31	2	0	2	0	38·13
	Appls.	47	0	132	179	5	130	0	3	6	0	35	2	9,468										
S. A., *(none,)*		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiffs. Mahomed Kamil, City Jounpore, ...		134	576	21	731	25	532	0	18	43	2	111	0	1,11,370	301	975	140	37	56	3	0	5	48	23·14
Mahomed Mehndi Ali, Pergh. Do., ...		143	409	13	565	9	433	0	4	4	4	111	0				88	25	77	2	3	5	57	10·78
Mahomed Ubdool Ruhman, Murriahoo, ...		41	294	4	339	2	232	0	31	21	0	53	1				72	18	19	0	1	1	30	25·35
Total, ...		738	2,074	209	3,021	176	1,791	3	60	98	6	882	4	12,80,991	357	1,048	472	104	183	7	4	13	135	24·04

36·23 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	84	210	11	305	9	182	0	33	0	0	81	0
Ditto ditto, 22 to 25,	75	2,719	1	2,795	7	2,621	0	58	0	0	109	1
P. S. A., Headings Nos. 1 to 21,	217	343	19	579	3	235	0	226	0	0	115	0
Ditto ditto, 22 to 25,	4	465	2	471	0	467	0	0	0	0	4	0
Sudder Ameen, ...	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiffs, ...	354	2,439	6	2,799	19	1,859	0	554	0	0	367	0
Total, ...	734	6,176	39	6,949	38	5,364	0	871	0	0	676	1

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, City Jounpore, ...	1,680	0	0	2,753	6	0
Ditto, Pergh. ditto, ...	1,680	0	0	2,205	0	0
Ditto, Murriahoo, ...	2,280	0	0	1,733	0	0
Total, ...	5,640	0	0	6,691	6	0

ZILLAH MIRZAPORE.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, --- -- --- -- ---	430	1,710	43	2,183	28	*1507	0	53	291	27	277	1	1,17,968
1860, -- -- -- -- --	277	1,537	62	1,876	45	†1177	0	45	300	6	303	7	6,34,281
Increase, ... --- ---	0	0	19	0	17	0	0	0	9	0	26	6	5,16,313
Decrease, ... -- --	153	173	0	307	0	330	0	8	0	21	0	0	0

† to S. D. A.

* Of which *ex parte*, --- 228

Confession of judgment, 451 — 679

† Of which *exparte* --- 161

Confession of judgment, 369 — 530

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeals) before the several Courts.*													Description of Suits.		Results of Appeals.						Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to bonds, contracts, wages.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judges. Messrs. J. Lean, --- and M. B. Thornhill, ---	Orgls.	1	0	1	2	0	1	0	0	0	0	1	7	554	0	0	20	0	0	0	0	0	0	20
	Appls.	93	149	1	223	43	94	0	3	2	0	81	0	41,382										

† Civil Sittings, 167 days. Sessions and Criminal Sittings, 55, „																								
P.S.A. Khoorshed Ally Khan,	Orgls.	29	190	8	227	1	159	0	5	19	2	41	0	4,95,104	37	153	*8	0	8	0	0	0	0	4·18
	Appls.	0	0	43	43	0	6	0	0	0	0	37	0	3,496										
S. A., ... *(none,)*		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Moonsiffs. Lalla Adjoodhea Pershaud,	Mirzapore.	46	539	3	588	1	416	0	4	119	2	46	0											
Koorshed Ally Khan, P. S. A. as Moonsiff,	„	95	335	3	433	0	254	0	7	99	1	72	0	93,745	86	1112	32	3	23	0	0	0	0	5·91
Lalla Kishondyal,	Chunar.	33	324	3	360	0	247	0	26	61	1	25	0				36	7	14	0	2	0	0	9·96
																	36	9	15	0	1	1	0	10·74
Total,		277	1,537	62	1876	45	1177	0	45	300	6	303	7	6,34,281	123	1265	132	19	60	0	3	1	0	8·63

24·05 per cent. reversals.

No. 3.—Miscellaneous.

		1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings	Nos. 1 to 21,	25	136	0	161	1	105	0	29	0	0	26	0
„	„ 22 to 25,	81	1837	0	1918	10	1708	0	154	0	0	146	0
P. S. A., Headings	„ 1 to 21,	61	348	1	410	0	165	0	177	0	0	68	0
„	„ 22 to 25,	2	328	17	347	0	344	0	0	0	0	3	0
S. Ameen *(none,* 3 Moonsiffs,	... ...	0	0	0	0	0	0	0	0	0	0	0	0
		204	1762	0	1966	0	998	0	805	0	0	163	0
Total,	...	373	4411	18	4802	11	3320	0	1065	0	0	406	0

No. 4.—Statement of cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
1st Moonsiff, Mirzapore,	1,669	10	6	2,904	9	0
2nd „ Ditto,	480	0	0	1,420	14	0
„ Chunar,	1,680	0	0	1,520	10	0
Total, ...	3,829	10	6	5,846	1	0

ZILLAH BENARES.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	519	1,790	143	2,452	126	*1,764	0	39	228	0	295	0	1,24,456
1860, ...	295	1,773	77	2,145	59	†1,697	0	42	171	1	175	0	13,65,377
Increase, ...	0	0	0	0	0	0	0	3	0	1	0	0	12,40,921
Decrease, ...	295	17	76	307	67	67	0	0	57	0	120	0	0

* 6 to S. D. A.

† Of which *Ex parte*, 309
Confession of Judgment, ... 239 — 548

† Of which *Ex parte*,... 260
Confession of Judgment, ... 209 — 469

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal,) before the several Courts.*													Description of Suits.		Result of Appeals.							Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judge. Mr. W. Edwards,	Orgls.	0	0	5	5	0	3	0	0	1	0	1	0	7,16,289	0	0	0	0	0	0	0	0	0	
	Appls.	47	231	4	282	0	249	0	15	14	0	4	0	1,10,859	0	0	48	0	0	0	0	0	0	17·02

Civil Sittings, 120 days.
Sess. and Criml. Sittings, 102 days.

P.S.A.	Mr. R. H. Simth,	Orgls.	2	176	57	265	5	195	0	0	28	0	37	0	4,50,207	53	123	61*	30	30	0	4	1	0	27·11
		Appls.	2	0	0	2	0	2	0	0	0	0	0	0	39										
P.S.A.	Baboo Shamachurn,	Orgls.	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	6	1	5	0	0	0	0	
		Appls.	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Moonsiffs.	Bhugwan Pershaud, Secrole,		67	294	0	361	4	274	0	7	47	0	28	0	96,974	125	1,240	32	11	26	0	3	1	0	9·72
	Mahomed Ally Khan, Chandnee Chowk, ...		51	462	4	517	30	418	0	1	27	0	41	0				50	29	22	0	1			
	Sirdar Singh, Serai Mogul,		41	201	7	249	2	178	0	14	38	0	17	0				24	8	21	0	1	4	0	11·21
	Enayet Hossein, Juggutgunj,		55	409	0	464	18	378	0	5	16	0	47	0				32	15	26	0	0	3	0	10·43
	Total, ...		295	1,773	77	2,145	59	1,697	0	42	171	1	175	0	13,65,377	178	1,363	253	94	130	0	9	12	0	13·23

41·95 per cent. reversals.

No. 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,	14	311	0	325	47	242	0	18	0	0	18	0
Ditto, „ 22 to 25,	170	3,250	1	3,421	5	3,126	0	69	0	0	221	27
P. S. A., Headings, 1 to 21,	85	373	17	475	0	212	0	208	0	0	55	0
Ditto, „ 22 to 25,	16	830	0	846	0	839	0	0	0	0	7	0
1 Sudder Ameen and Moonsiff,	0	0	0	0	0	0	0	0	0	0	0	0
4 Moonsiffs, ...	344	3,170	9	3,523	22	2,189	0	986	0	0	326	0
Total, ...	629	7,934	27	8,590	74	6,608	0	1,281	0	0	627	27

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Secrole, ...	1,680	0	0	1,696	4	0
Ditto, Chandnee Chowk,	1,776	0	0	2,441	6	0
Ditto, Serai Mogul, ...	1,659	0	0	836	8	0
Ditto, Juggutgunj, ...	1,680	0	0	1,891	0	0
Total, ...	6,795	0	0	6,891	2	0

ZILLAH GHAZEEPORE.

No. 1.

	Pending at the beginning of each year.	Instituted.	Received by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, ...	1,395	3,980	636	6,011	533	*3,016	0	86	520	33	1,803	4	8,25,240
1860, ...	1,803	2,739	628	5,170	547	†2,799	3	72	434	7	1,308	52	15,97,887
Increase, ...	408	0	0	0	14	0	3	0	0	0	0	48	7,72,647
Decrease, ...	0	1,241	8	841	0	217	0	14	86	26	495	0	0

* 8 to S. D. A.
† 2 to S. D. A.

* Of which
Ex parte, ... 517
Confession of Judgment, ... 170 — 687

† Of which
Ex parte, ... 368
Confession of Judgment, ... 114 — 482

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal,) before the several Courts.*												Description of Suits.		Result of Appeals.						Average of Appeals admitted to Suits decided.
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, Contracts, Wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Judges. Messrs. T. C. Plowden and S. J. Becher,	Orgls.	9	0	3	12	1	11	0	0	0	0	0	0	1,93,576	0	0	20	0	0	0	0	0	0	13·92
	Appls.	262	759	16	1,037	514	127	2	9	9	0	376	0	2,42,245	0	0	2	0	0	0	0	0	0	

Civil Sittings, 96 days.
Sess. and Criml. ditto, 66 days.

P. S. Ameens.	Moulvie Abdool --- Azeez Khan, --	Orgls.	172	168	27	367	5	173	0	0	23	0	166	16		66	102	*40	4	8	0	0	3	0	11·69
		Appls.	78	0	205	283	0	142	0	1	3	0	137	36											
	Rae Nund Loll, --	Orgls.	0	0	0	0	0	0	0	0	0	0	0	0		0	0	0	0	0	0	0	0	0	0
		Appls.	0	0	0	0	0	0	0	0	0	0	0	0		0	0	6	3	3	0	0	0	0	0
	Rae Kanjee Sahai,	Orgls.	0	0	0	0	0	0	0	0	0	0	0	0	8,59,714	0	0	0	0	0	0	0	0	0	0
		Appls.	0	0	0	0	0	0	0	0	0	0	0	0	82,110	0	0	2	1	1	0	0	0	0	0
	Moulvie Hubeoolla,	Orgls.	116	83	5	204	1	152	0	3	4	1	43	0		34	49	†36	5	1	0	0	0	0	8·53
		Appls.	116	0	313	429	2	256	0	1	5	0	165	0											
	Sudder Ameen, (*none*,)																								
Moonsiffs.	Saliq Ram and --- Abdool Ruhman,--	Bulleah,	205	341	23	569	2	424	0	21	75	0	47	0				115	45	83	0	3	1	0	22·30
																		1	1	0	0	0	0	0	
	Cashenath Biswas,	Ghazeepore,	173	370	7	490	8	338	0	13	79	6	46	0				74	19	61	0	0	3	0	16·74
	Ram Kali,	Mohumdabad, ---	416	412	13	841	5	563	0	0	129	0	144	0	2,20,242	379	1,350	175	51	53	0	3	6	0	25·41
	Noorol Hussun & Mohamed Jan,	Sydepoor,	95	272	7	374	9	252	1	5	45	0	62	0				83	14	37	0	2	2	0	27·39
																		0	4	9	0	0	0	0	
	Reazut Hoossein,	Rusrah,	161	394	9	564	0	361	0	19	62	0	122	0				79	13	42	0	1	1	0	17·87
	Total,---		1803	2,739	628	5,170	547	2,799	3	72	434	7	1,308	52	15,97,887	479	1,501	633	160	303	0	9	16	0	19·08

B 49

No 3.—Miscellaneous.

	1	2	3	4	5	6	7	8	9	10	11	12
Judge, Headings Nos. 1 to 21,...	53	317	8	378	24	322	0	19	0	0	13	0
,, 22 to 25, ...	41	5,901	0	5,942	9	5,894	0	18	0	0	21	0
2 P. S. Ameens, Headings Nos. 1 to 21, ...	269	733	26	1,028	9	427	0	265	0	0	327	0
,, 22 to 25, ...	41	1,386	7	1,434	0	1,409	0	0	0	0	25	0
Sudder Ameen, (*none*,) ...	0	0	0	0	0	0	0	0	0	0	0	0
5 Moonsiffs, ...	683	5,116	2	5,801	3	3,679	0	1538	0	0	581	2
Total, ...	1087	13,453	43	14,583	45	11,731	0	1840	0	0	967	4

34·55 per cent. reversals.

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.			Amount realized by sale of Stamps.		
Moonsiff, Bulleah, ...	1,680	0	0	2,139	0	0
,, Ghazeepore, ...	1,680	0	0	1,335	0	0
,, Mohumdabad, ...	1,666	10	8	2,045	0	0
,, Sydepoor, ...	1,680	0	0	1,529	0	0
,, Rusrab, ...	1,680	0	0	2,276	0	0
Total, ...	8,386	10	8	9,324	0	0

ZILLAH KUMAON.

No. 1.

	Pending at the beginning of each year.	Instituted.	Rejected by transfer.	Total.	Transferred to other Courts.	Decided on their merits.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of each year.	Cases pending beyond one year.	Value of original Suits and Appeals pending on 31st December.
	1	2	3	4	5	6	7	8	9	10	11	12	13
1859, --- --- --- ---	727	2,913	1.521	5,161	1,513	*1331	0	795	609	0	913	3	43,170
1860, --- --- --- ---	913	2,859	1,775	5,547	1,760	†1519	0	916	499	0	853	0	
Increase, --- --- ---	186	0	254	486	247	188	0	121	0	0	0	0	
Decrease, --- --- ---	0	54	0	0	0	0	0	0	110	0	60	3	

* Of which *Ex parte*, --- 272
Confession of Judgment, --- 226 = 498

* Of which *Ex parte*, --- 163
Confession of Judgment, --- 220 = 383

Exclusive of those decided by the Judge in either way.

No. 2.—Statement of Work performed by the several Judicial Officers.

Names and Designations of Officers.		*Number of Regular Suits (Original and Appeal,) before the several Courts.*													*Description of Suits.*		*Result of Appeals.*							*Average of Appeals admitted to Suits decided.*
		1	2	3	4	5	6	7	8	9	10	11	12	13	Relating to real property.	Relating to Bonds, contracts, wages, &c.	Appeals admitted.	Reversed or modified.	Confirmed.	Rejected.	Dismissed.	Withdrawn.	Nonsuited.	
Commr. Kumaon. Major H. Ramsay,	Orgls.	33	138	2	173	1	118	0	3	12	0	39	0	0	0	0	0	0	0	0	0	0	0	0
	Appls.	3	36	0	39	0	35	0	0	1	0	3	0	0	0	0	1	0	0	0	0	0	0	0

	Civil Sittings, 80 days. Sess. and Criml., 95 days.																							
Sr. Asst. Kumaon.	Mr. B. W. Colvin,	Orgls.	65	935	75	1,075	876	83	0	78	16	0	22	0		36	899	64	8	57	0	0	2	0	22·06
		Appls.	23	119	0	142	0	73	0	37	3	0	29	0											
Sr. Asst. Gurhwal.	Mr. J. O. B. Beckett,	Orgls.	88	748	61	897	631	68	0	173	7	0	18	0		57	691	42	2	33	0	0	1	0	10·48
		Appls.	7	58	0	65	0	57	0	0	0	0	8	0											
Jr. Asst. Kumaon.	Lieut. J. F. Fisher, Orig. Suits.		37	29	202	268	63	59	0	3	35	0	108	0		2	27	16	5	12	0	1	4	0	27·83
Asst. Kumaon.	Mr. E. Colvin, Original Suits.		10	42	2	54	2	34	0	9	3	0	6	0		3	39	3	1	4	0	2	1	0	6·52
Jr. Asst. Kumaon.	Mr. J. Chisholm, Original Suits.		66	511	35	612	115	294	0	96	107	0	0	0		11	500	61	7	30	0	0	5	0	12·27
S. A.	Kishnanund, Kumaon.		308	0	759	1,067	14	439	0	179	235	0	200	0		0	0	109	12	55	0	37	3	0	12·77
S. A.	Umba Dutt, Gurhwal,		273	243	639	1,155	58	259	0	338	80	0	420	0		0	243	58	25	32	0	0	0	0	8·56
	Total, ...		913	2859	1,775	5,547	1,760	2,519	0	9161	499	0	853	0		109	2399	353	60	223	0	40	16	0	14·82

No. 3.—Miscellaneous.

		1	2	3	4	5	6	7	8	9	10	11	12
Commissioners, Headings Nos.	1 to 21,	1	44	0	45	1	44	0	0	0	0	0	0
Ditto, Ditto	22 to 25,	0	360	0	360	10	350	0	0	0	0	0	0
2 Sr. Assistants, Headings Nos.	1 to 21,	44	207	71	322	58	122	0	89	0	0	53	0
Ditto, Ditto	22 to 25,	11	239	0	250	0	250	0	0	0	0	0	0
1 Junior Assistant, Nos.	1 to 21,	21	15	58	92	37	16	0	7	0	0	32	0
Ditto, Ditto	22 to 25,	0	21	0	21	0	21	0	0	0	0	0	0
1 Asst. Commissioner, Nos.	1 to 21,	3	9	0	12	0	8	0	4	0	0	0	0
Ditto, Ditto	22 to 25,	12	102	8	122	3	87	0	28	0	0	4	0
1 Uncd. Jr. Assistant, Nos.	1 to 21,	12	178	3	193	35	88	0	70	0	0	0	0
Ditto, Ditto	22 to 25,	0	28	0	28	0	28	0	0	0	0	0	0
2 Sudder Ameens, ...													
Total, ...		104	1201	140	1445	144	1014	0	198	0	0	89	

21·20 per cent. reversals.

No. 4.—Statement of Cost incurred in the maintenance of the subordinate Judicial Establishments, and amount realized by sale of Stamps.

Moonsiffees.	Cost.	Amount realized by sale of Stamps.
None.		
Total, ...		

Agra

Mynpoorie

Furruckabad

Agra

Rohilcund

Shahjehanpoor

Bareilly

Moradabad

Meerut

Allygurh

Meerut

Saharunpoor

Principal Sudder Ameens

Sudder Ameens

Statement C

Statement showing the number of Original Suits and Appeals pending on the 1st of January and disposed of in the several Civil Courts in the North Western Provinces during the year 1861, and the average length of time the Original Suits and Appeals disposed of were pending.

1	2	3	4		5		6		7		8		9		10		11		12		13		14		15		16		17		18		19		20		21
Division	Zillah Court	Name of Officers	Number pending on 1st January 1861		Instituted during the year 1861		Received by transfer		Total		Transferred to other Courts		Decided on the merits or on admission of the claim		Dismissed for default		Struck off		Withdrawn		Dismissed as not cognizable in Civil Courts		Remaining at the end of the year		Result of appeals		Cases in which the decrees were reversed		Average duration of Suits							
																																	Months		Days		
			Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal	Original	Appeal									

From Secretary to Government, North Western Provinces, to Register to the Court of Sudder Dewanny Adawlut, (No. 116 A.)—Dated Nynee Tal, the 11th May 1861.

SIR,—I am desired by the Hon'ble the Lieutenant Governor to acknowledge the receipt of your letter No. 451, dated 23rd March, and of its enclosures, showing the results of the Administration of Civil Justice, in the North Western Provinces, during the year 1860.

2. It appears that there has been a decrease of 8,182, in the number of regular suits instituted in 1860, as compared with 1859; this result is attributed by the Court, to the prevailing famine, and to the introduction of Act I. of 1859, under which cases connected with rent have been transferred to the Revenue Courts; and there seem to be no other causes to which this falling off can be reasonably attributed. The decrease in the number of cases finally disposed of is, a natural consequence of the diminution of suits. It seems, however, that the decrease in decided cases is confined solely to the Courts of the Moonsiffs, and the decrease of instituted suits is limited to the Courts of the Sudder Ameens and Moonsiffs. In the higher Courts, there is an increase, in regard both to suits instituted and disposed of, and especially in those of the Judges.

3. The decrease in the number of pending suits effected in the Moonsiff's Courts, amounting to Rs. 3,321, on 1st January 1861, as compared with the 1st January 1860, is most creditable to the exertions of the class of Officers. But the Lieutenant Governor regrets to perceive the large amount of work which is still pending in the Courts of the Judges, and Principal Sudder Ameens, which would, as represented by the Court in your 4th paragraph, in itself occupy an average of 11 months, and 4 days to clear. The worst averages are in Meerut, Agra, Furruckabad, Jounpore and Ghazeepore, which the Court remark, are in each case referrible to exceptional causes. The cause in Agra was the presence as Judge of Mr. M. B. Thornhill. In Furruckabad, the cause was the sudden departure of Mr. E. C. Bayley, to officiate as Judicial Commissioner of Oudh, at a time when, owing to the scarcity of Officers, the Lieutenant Governor had actually no one to send in his place. In Meerut, Mr. Turnbull pleads that, he had charge of the Commissioner's Office, for a considerable portion of the year, an excuse which the Lieutenant Governor reluctantly accepts for an arrear which, at the same rate of work, will take 22 months and 17 days, to clear off. But he trusts now that, the Judge is relieved of the charge of the Commissioner's Office, he will be able to show a comparatively clear file, at the termination of the current year.

3. A. His Honor however fails to perceive the exceptional circumstances to which the Court refer in the case of the Judges of Jounpore and Ghazeepore. In paragraph 18 of their Resolution on the report of the former, they remark, "on the exceeding "and improperly high average of the two Superior Courts, though on behalf of the "Judge, it must be admitted that he had a heavy file, and was absent for a month "during the year."

4. The Lieutenant Governor is not disposed to admit the validity of this excuse, especially as the heaviness of the file was owing to the Judge's own fault in keeping a very large number of appeals from Moonsiffs on his own file, instead of transferring them to that of the Principal Sudder Ameen's. The Judge of Ghazepore pleads the heavy arrears of appeals pending when he took charge. The Court in paragraph 20 of their Resolution state, that they "cannot admit the sufficiency of this excuse in palliation of the averages attained," nor can the Lieutenant Governor regard it as an exceptional cause which suffices to justify the unusual arrear which was existing in Mr. Becher's Court, at the close of 1861. Mr. Astell has left, and Mr. Becher is acting as Commissioner of Benares; the Lieutenant Governor would beg the Court

to impress upon the latter, and on all the other Judicial Officers whose files are above the average, that it will be absolutely incumbent on them that they should show palpably better results at the close of 1861. It seems that the files of the Judges, in several districts, have been needlessly swelled by the retention of a large number of Moonsiff's appeals, which might have been transferred to the Principal Sudder Ameen's and it might perhaps be as well if the Court were to issue a general Circular enjoining greater caution in this regard. The statement of cases pending for more than one year, has been disfigured by the returns submitted by the Principal Sudder Ameen's of Ghazeepore, whose work, the Lieutenant Governor perceives, on a reference to the Court's Resolution on the administration of that district, is regarded by them as unsatisfactory.

5. His Honor notices the addition to the Judge's work in several districts, owing to the institution of appeals from the Revenue Courts, under the provisions of Section 160 of Act X. of 1859. The singularly large number of these appeals instituted before the Judge of Jounpore, has attracted the Lieutenant Governor's attention, and the subject will be entered into hereafter when commenting on the Resolution recorded by the Court on the Judges' report, on the result of the civil administration of that district. It is unnecessary to do more than notice in this place, the Courts' observation that it may hereafter be expedient to allow Judges, with the sanction of the Court, to transfer cases for appeal from Revenue Authorities, under Act X. of 1859, for disposal to the Principal Sudder Ameens. In this view, His Honor is not at present disposed to concur, very few of the Native Judges have had any training or experience in the Revenue Department, and appears not improbable that the administration of the Revenue *Department* may be seriously embarrassed by giving to Officers so inexperienced, the power of final decisions, on questions with the nature, and the bearings of which they can have better acquaintance.

6. The Lieutenant Governor is glad to perceive from the Resolutions recorded by the Court on the reports of the respective Judges, that they have urged upon them the expediency of taking up a larger number of original suits. Only 71 in all have been disposed of during the year under review, by the Judges themselves, with regard to the Court's observations in paragraph 7 of your letter under reply, I am to state that, the Judges will be free this year from the extraordinary labour of Special Commissions, and when a Judge is put in charge of an Office, not his own, the Lieutenant Governor will do his best to supply his place. His Honor is however constrained to record his opinion, that the mere fact of a Judge being placed for a few months in charge of the current duties of a Commissioner at his own station, ought *not* to interfere, in any material degree, with the conduct of his Judicial duties, now that there have been greatly lightened by the operation of Act VIII. of 1859.

8. It appears that out of 54,451, original suits and appeals decided on trial during the year, 8,855 were decided exparte, and 16,910 on confession. The Judges and the Court are unanimously of opinion, that the confessions are almost without exception, made without any fraudulent intent; and the question may therefore be regarded as had been disposed of especially as a bill is before the Legislative Council, for legalizing cognovits without suit.

9. The result of the appeal statement as shown in paragraph 9 of your letter, is indeed most creditable to the Moonsiffs as a body. Only 9 per cent. of their decisions have been appealed from, and of these only 37 per cent. have been reversed, modified or remanded. One-half of the 71 original suits decided by the Judges themselves were carried in appeal to the Sudder Court, and of these in 32 per cent. the decisions were reversed, modified or remanded.

10. The Lieutenant Governor is glad to observe, the testimony borne by the Court to be correct judgment usually evinced in the decisions of Messrs. J. H. Batten, F. B. Pearson, E. C. Bayley, and R. Spankie; and that Messrs. Astell, Becher and Turnbull, notwithstanding the heavy arrears on their files, usually arrive at correct conclusions. The same is said of Mr. W. Wynyard.

11. The improvement observable in the duration of suits in every class of Court, as shown in paragraph 10 of your report is very gratifying, and is especially creditable to the Moonsiffs, His Honor hopes that the nine Officers, whose efficiency in this respect has been so prominently brought to notice by the Court, have been marked for promotion. At any rate, the Lieutenant Governor is glad to acknowledge their services, as well as those of the Sudder Ameen of Cawnpore, and of the six Principal Sudder Ameens whose names are mentioned by the Court, especially Shama Churn, Principal Sudder Ameen of Allahabad, and Soondur Lall, Principal Sudder Ameen of Shahjehanpore. It may be a question whether the seven Moonsiffs, whose deficiency in the respect, is pronounced by the Court, to be " highly unsatisfactory," should not be removed from the bench, unless a marked improvement take place in the duration of their suits during the current year. The Court will also report in reviewing the adminstration of Civil justice during 1861, whether any improvement has taken place in the Courts of the two Sudder Ameens, and of the six Principal Sudder Ameens, the duration of whose suits they regard as unsatisfactory; and especially with regard to Moulvee Abdool Uzeez, 1st Principal Sudder Ameen, and Moolvee Hubeeb-ool-lah, 2nd Principal Sudder Ameen, of Ghazeepore.

12. The averages obtained by Messrs. Edwards, Spankie, Bayley, Edmonstone, Boldero, Andrew Ross, and Swinton, are creditable to those fficers; although with regard to Mr. Swinton, His Honor notices, that the average time it would take to clear off the arrears of work pending in his Court at the close of 1860, is 11 months and 24 days. The cases of Agra, Mynpoorie and Meerut, are, as observed by the Court, (especially with regard to the two former,) exceptional; but as said before, in para. 4 of this letter, the Lieutenant Governor cannot consider the absence of one month on privilege leave by the Judge of Jounpore, and the absence of two months on the part of the Judge of Ghazeepore, a sufficient excuse for the unsatisfactory state of their files in this particular.

13. It is satisfactory to observe, as remarked by the Court, a slight improvment, viz., 3 per cent. in the number of decrees completely executed as compared with last year's return. But His Honor is of opinion that, a more favorable result might have been expected, and should still be looked for.

14. It seems that, as hitherto, the great proportion of the litigation, no less than 71 per cent. is connected with claims of Bond Debt.

15. From paragraph 14 of your report, it appears that the sum refunded on Razeenamah during the year amounts to Rs. 52,623, and a question has arisen whether the system of refund should not be abolished, on which the Judges of the Court are divided in opinion. The majority Messrs. Morgan, Leona and Wylly holding that the Institution Stamp is a heavy tax on justice, the most objectionable of all taxes, which can be defended on no principle, but that of financial necessity; and it is but just, therefore, that when the assistance of the Courts is not required to enforce a right, as is the case in Razeenamahs, the refund should be made. Messrs. Gubbins and Ross, on the other hand, a part from the financial question, are of opinion that, the system encourages needless litigation by permitting parties to recover by compromise, the greater

part of their law charges. They also think that it has a tendency to foster the practice of instituting groundless suits for the sole purpose of extracting money from some wealthy man, who is content to pay something, rather than risk the annoyance and chances of litigation. The Lieutenant Governor concurs in the view taken of this question by Messrs. Gubbins and Ross, and he is prepared on a fiting occasion, to advocate an amendment of the Law on this head, fully assured that the result will shew in the diminished number of suits settled by Razeenamah, that the means at present allowed of recovering the Institution Stamp have been abused. It is true, as observed by the majority of the Judges, that the time of the Court is not so much taken up when a Razeenamah is filed, as it would be if the case were contested throughout; but some of its time has nevertheless been taken up in the proceedings committed with the institution of the suit; and, in all *bona fide* cases of Razeenamahs, it is the part of the existence of the Civil Court, with all its costly apparatus, which has enabled the plaintiff to obtain his dues from the defendant, in consequence of which he has filed a Razeenamah; and it seems but reasonable, therefore, that he should pay something towards the support of the Court to which he is indebted for the recovery of his rights. The financial aspect of the case, too, must not be lost sight of at the present time. The gain to Government in these Provinces alone, will apparently not fall short of half a lack of rupees per annum; and, moreover refund is no longer allowed in cases of appeal. For all these reasons, the Lieutenant Governor is in favor of the proposal to abolish the practice of refunding the cost of the Stamp of the original suit, on the filing of a Razeenamah.

16. The Lieutenant Governor learns with satisfaction, that there has been a considerable reduction in the percent age of costs to value of suit in all the Courts; but those of the Sudder Ameens in which, the costs exceed Rs. 17 per cent. The average in the Judges' Courts is only 6.75 per cent, which is very moderate. The Court have not yet concluded the enquiries which they have instituted into the causes which determine the varying percentage of the amount of costs to the value of suits which prevails in the different Civil Courts; and His Honor will await the further communication, which the Court may see fit to mak e on this subject.

17. From para. 18 of your letter, it appears that, at the same rate at which the work has been conducted during the year, it would take fourteen months to clear the Regular file of the Court. The Lieutenant Governor is glad to perceive that, by abandoning the practice of writing formal English Decisions, and the substitution of a simple English order of a few lines for the rejection of all unadmitted special appeals, the Court have been able so materially to lighten their labors in that department; and he trusts that, with the aid of the additional Judge, whose appointment has been recently sanctioned by the Government of India, the Court will be able to report the clearance of all arrears on their files, at the expiration of the current year.

18. It is gratifying to find that the Court and the Judges are unanimously of opinion, that the powers conferred on the subordinate Civil Courts of imprisoning debtors in execution of decree, have not been abused by them. The Lieutenant Governor observes that the number of debtors incarcerated during the year is 703, or 136 more than during 1859.

19. The Lieutenant Governor is glad to notice that the result of the Judicious Circular issued by the Court calling for returns of the number of cases in which either of the parties to a suit was presented criminally for false verification of plaints or written statements, under Section 24, Act *VIII.* of 1859, has convinced them that there is no ground for any apprehension that the honest plaintiff or defendant need hesitate about instituting "a fair though doubtful claim, or maintaining a dubious

though legitimate defence." His Honor would beg the Court to notice this subject again in their report for the year 1861. He perceives from their Resolution recorded on the reports of the Judges that, on the whole, they are inclined to think that the powers conferred by the Section have hardly been had recourse to sufficiently, with a view to check the abuses which formerly existed in so glaring a form, and which the provisions of the Section are intended and calculated to meet.

20. The Lieutenant Governor observes, from the statement in paragraph 21 of your letter, showing the working of Section 244 of Act VIII. of 1859, that, out of eight such cases presented to the Judge of Saharunpore, four were rejected, and a reference to the Court's Resolution, on that Officer's report shows, that the remainder were still pending. The Lieutenant Governor would be glad to know, that the Court were satisfied with the reasons which actuated the Judge in rejecting the representations of the Revenue Authorities. Only 175 such representations were made throughout these provinces, but the number will, probably increase during the currency of the present year. His Honor would beg to be made acquainted with the result of the explanation called for by the Court from the Judges of the nine districts, in which no effect was given to the provisions of this Section throughout the year. It may be that at least as much will be effected to mitigate the severity of the sale law, in execution of decrees, and this without detriment to the claims of the decree-holders, by a right administration on the part of the Civil Courts themselves of Section 243, as by the interference of the Revenue Authorities, under Section 244; but the Lieutenant Governor does not choose that the Collectors shall lose sight of the injunctions laid upon them by the Government Circular No. 1,013 A., dated 14th August 1860, and extracts (page 2,) from your report, and a copy of this paragraph will be sent to the Sudder Board of Revenue, in order that they may make corresponding enquiries from the Collector of the nine districts referred to. Meanwhile the Lieutenant Governor would wish the Court to impress upon the Zillah Judges, the importance of keeping in view the means which are placed well in hands by Sections 190 and 243, of mitigating the effects of a decree to the debtor without any material detriment to the interests of the creditor.

21. The Lieutenant Governor desires to congratulate the Court on the successful results, which has attended their introduction of the system of entertaining muzkooree peons on regular fixed salaries of Rs. 5 and Rs. 4 a month. It seems that a body of men, only 13 short of 3,000, have been maintained on regular pay at an outlay of Rs. 1,17,740 for the nine months beginning from 1st April last; and that there is a net surplus available from the tulubana fund, amounting to Rs. 8,007-6-5, at the disposal of the Government. It further appears that the sum of Rs. 41,577 or one-fourth of the total tulubana collections, has been paid during the past year, under the authority of Section 14, Regulation XXVI. of 1814, as Nazir's meeran. The Court rightly regard this as a needless and wasteful expenditure; but, with respect to their proposal, that, on the abolition of the Regulation in question, this sum shall be devoted to the maintenance of a respectably paid establishment for every Moonsiffee, and that the present amount in deposit, viz., Rs. 8,007 be spent in increasing the pay of the Amlah of the Moonsiff's Court during the current year; the Lieutenant Governor is reluctantly compelled to record his opinion that, in the present financial exigency, neither of these proposals can be prudently allowed. It is shown that, on the abolition of Regulation XXVI. of 1814, a saving of upwards of half a lac of rupees will be effected annually, in these tulubana collections; and the sum is sufficiently large as to render it inexpedient, at present, to expend it in the manner suggested. His Honor, however, gladly acknowledges the truth, and the justice of the principle enunciated by the Court, that these savings may, both judiciously and legitimately be

devoted to the improvement of the judicial administration, and, at a period of less monetary pressure, he will be glad if the Court will bring their proposals forward in the full assurance, that they will meet with favorable consideration.

22. The Court, in their report, have entered so fully into every question of detail, that the Lieutenant Governor has little to notice in the Resolutions which they have recorded on the reports submitted by the respective Judges.

23. His Honor observes that Mr. Wynyard, the Judge of Saharunpore, brings to notice the low pay of his Amlah, and recommends a similar reduction to that extent, in the Courtsof the other Judges, whereby a saving of nearly half a lac of rupees per annum would be effected. The Court have set aside his proposal on the ground that his civil work, which consists in so large a proportion of Moonsiff's appeals, is below the average necessarily falling elsewhere to the duty of the Judges; the Lieutenant Governor is however of opinion, that the subject is one that should not be lost sight of although the proper course would be to reduce the number of the Amlah, rather than the rate of pay assigned to each which is at present not high.

24. His Honor perceives that the Court have, under their consideration, the reduction of one Moonsiffee in the Meerut district.

25. His Honor is of opinion that the censure passed by the Judge of Allygurh on Kasim Ali, Moonsiff of Hattrass, is refuted by the quotations from the returns made by the Court in paragraph 16 of their Resolution on that district, and which would tend to show that he is one of the best Moonsiffs in Allygurh. As the Court observe, however, the Judge has not stated the grounds on which he has recorded his censure. His Honor is glad to perceive that, on the whole, the Court see no reason to be dissatisfied with the result of Mr. Dumergue's civil administration throughout the year.

26. The remarks made by the Judge of Bareilly which are recorded in paragraph 24 of the Court's Resolution, in that district are not wholly intelligible. But it would appear that Mr. Vansittart is of opinion, that Act X. of 1859 is unpopular, owing to the loss of time caused by an attendance at the Sudder station; and because the people consider the Civil Courts to be more independent, as a tehseeldar has now an opportunity, more or less, of reporting on the case when before the Revenue Authorities. The Court have requested to know, whether the Commissioner concurs in opinion with Mr. Vansittart, and His Honor would be glad to be apprised of the result of this reference.

27. It is noted that there has been a loss to Government of Rs. 2,342, in the income of Stamps in the Futtehpore district, as compared with the cost of subordinate establishments and salaries, which is an additional reason, if any were wanted, for amalgamating the Judgeship with that of Banda.

28. The Judge of Goruckpore writes: "as there has been a very great decrease "in the number of suits instituted in the Sudder Ameen's Court, I think it would be "advisable to appoint in his place, a Principal Sudder Ameen, and the extra expense "might be met by the abolition of one of the Moon-siffees noted marginally, for which two Moonsiffs "would be sufficient." The Court, His Honor observes, view the suggestion favorably, and the contemplated reductions will doubtless be reported in due course for the sanction of Government.

Perounah, Bansgaon, Bansee.

29. It is observed that, out of 62 appeals preferred from the orders of the Revenue Authorities, in the Azimgurh district, 11 have been reversed, eight confirmed, and the remainder, it is to be presumed, are pending. Considering the unfavorable esti-

mate of the judgment of Mr. Andrew Ross, which the Court have put on record; His Honor in justice to the Revenue Authorities, would be glad to know, if the Court are of opinion that, that Officer has exercised a sound discretion in the disposal of these cases.

30. The Judge of Jounpore reports that the very great increase in the number of suits pending on his file on 1st January 1861, compared to 1st January 1860, is owing to the large number of appeals under Act X. of 1859. The number up to the end of the year amounted to 203, of which he had decided 105. In 47 of these, the decisions of the Revenue Officers were reversed, in 45 they were confirmed, and in 13 they were amended. He adds that the result of his observation of the working of the Act is unfavorable. But his objection is rather to the agency by which the Act is worked, than to the Act itself. He observed in a great majority of the cases which came before him that the legal procedure prescribed by the Act was generally unattended to. In many cases he found it impossible to come to any opinion without sending again for the putwarree It is his belief that the Collector and the subordinate Officers have not the time to carry out the provisions of the Act as they should do. On this the Court remark that, if they hereafter find any reason to believe, that the disposal of these cases is not sufficiently well done by the Revenue Authorities, they will not fail to communicate their opinion to Government. In the meantime, they have called upon the Judge to explain after communication with the Collectors, the cause of the extraordinary number of Rent Appeal cases instituted during the year, amounting to five times the average of the other districts in the Benares Division; the Lieutenant Governor would be glad to be favored with a report on the result of the Court's enquiries, and a copy of this paragraph will be sent to the Sudder Board Revenue, in order that they also may ascertain and report on the causes of the exceptional state of things which exist in regard to the working of Act X. of 1859, in the district of Jounpore.

31. The Judge of Benares has reported that, owing to the fear of their Courts being done away with in consequence of the diminution of work caused by the working of Act VIII. of 1859, he has reason to believe that the Moonsiffs have induced their Vakeels to increase the number of plaints instituted in their Courts; and the result has been that numbers of parties have, by threats or cajoling, been induced to prefer suits, who had no intention of doing so. As the Court observe, if such impropriety actually exists the fact may be easily ascertained; and the Court have rightly called upon the Judge to submit a full explanation, together with the Moonsiff's replies, who certainly have a right to be heard in their defence. As the point is of importance, the Lieutenant Governor would beg to be favored hereafter with the Court's opinion, whether the charges brought by the Judge against the Moonsiffs, are borne out or not.

32. Mr. Edwards reported that operation of Section 24 of Act *VIII.* of 1859 would, unless resorted to with the most extreme caution, be productive of the most injurious results to the interests of the people, and go well nigh to close our Civil Courts. His experience, he said, led him to consider that Courts of first instance should not possess this power; but that all cases which they consider should be treated under that Section, should be submitted for the opinion and order of the Judge. On this, the Court called for a return of all cases, in which either of the parties to Civil suits had been prosecuted on the charge of false verification, by order of any of the Courts of original jurisdiction in Benares, and from this return it appeared that since the enactment of the Act, only four committals had been made,

all by the order of Mr. R. H. Smith, the Principal Sudder Ameen, in three of which the parties were convicted. The Lieutenant Governor agrees with the Court in thinking that this result affords no grounds for anticipating the evils contemplated by Mr. Edwards, and that it is creditable to the judgment and energy of Mr. Smith, that he succeeded in bringing the parties in three cases to punishment.

33. The question regarding the amount of tulubana to be charged in the Court of the Commissioner of Kumaon, has been separately disposed of, since your letter was received.

34. In conclusion, His Honor the Lieutenant Governor begs, that the Court accept his congratulations and acknowledgments, for the unwearied supervision which they have exercised over every branch of the Civil administration ; the beneficial result of which are so unmistakeably manifested in the statements contained in your letter under reply, and its enclosures.

I have, &c.

G. COUPER,

Secretary to Government,

North Western Provinces.

No. 116 A.

• Extract para. 2 of Court's report, and paras. 20 and 30 of this letter, to the Revenue Department, for the issue of further orders.

REPORT

OF THE

SUDDER DEWANNY ADAWLUT,

NORTH WESTERN PROVINCES,

ON THE

ADMINISTRATION OF CIVIL JUSTICE,

FOR THE YEAR

1861.

WITH THE

RESOLUTION OF THE COURT,

RECORDED ON THE

REPORTS OF THE ZILLAH JUDGES.

Allahabad:

PRINTED AT THE GOVERNMENT PRESS, N. W. P.

1862.

REPORT

OF THE

SUDDER DEWANNY ADAWLUT,

NORTH WESTERN PROVINCES,

ON THE

ADMINISTRATION OF CIVIL JUSTICE,

For the Year 1861.

No. 905.

FROM

REGISTER TO THE COURT OF SUDDER DEWANNY ADAWLUT,

To

SECRETARY TO GOVERNMENT,

NORTH WESTERN PROVINCES.

Dated Agra, the 10th April 1862.

SIR,

I am directed to transmit the accompanying prescribed figured statements, shewing the results of the Administration of Civil Justice in the North Western Provinces in the year 1861, with transcripts of the Resolutions recorded by the Court on the reports of the zillah Judges, for submission to His Honor the Lieutenant Governor. In their endeavour to introduce punctuality in forwarding the yearly zillah Returns, the Court have been well aided by the exertions of the Judges, the last of whose Reports (that for Allahabad) is dated the 31st January 1862, and was received at Agra on the 5th February last.

2. This Report would accordingly have been earlier laid before His Honor, but for the great additional labor which has fallen upon the English Department of the Court, consequent on the reorganization of the Judiciary establishment of these Provinces, recently introduced, on the 1st of February last.

3. The zillah Reports of the past year have been submitted in the improved form prescribed by the Court's Circular No. 17, dated the 11th July last. Much unprofitable detail has thus been avoided; while the salient features of the administration

REPORT

OF THE

SUDDER DEWANNY ADAWLUT,

NORTH WESTERN PROVINCES,

ON THE

ADMINISTRATION OF CIVIL JUSTICE,

For the Year 1861.

No. 905.

FROM

REGISTER TO THE COURT OF SUDDER DEWANNY ADAWLUT,

To

SECRETARY TO GOVERNMENT,

NORTH WESTERN PROVINCES.

Dated Agra, the 10th April 1862.

SIR,

I am directed to transmit the accompanying prescribed figured statements, shewing the results of the Administration of Civil Justice in the North Western Provinces in the year 1861, with transcripts of the Resolutions recorded by the Court on the reports of the zillah Judges, for submission to His Honor the Lieutenant Governor. In their endeavour to introduce punctuality in forwarding the yearly zillah Returns, the Court have been well aided by the exertions of the Judges, the last of whose Reports (that for Allahabad) is dated the 31st January 1862, and was received at Agra on the 5th February last.

2. This Report would accordingly have been earlier laid before His Honor, but for the great additional labor which has fallen upon the English Department of the Court, consequent on the reorganization of the Judiciary establishment of these Provinces, recently introduced, on the 1st of February last.

3. The zillah Reports of the past year have been submitted in the improved form prescribed by the Court's Circular No. 17, dated the 11th July last. Much unprofitable detail has thus been avoided; while the salient features of the administration

are brought prominently forward and noticed. It will be convenient to observe the same order and forms in considering the general results of the administration which the Court have now to lay before the Government.

4. The following statement exhibits the total number of regular suits and appeals instituted, decided, and pending, at the close of the past year :—

	Instituted.		Disposed of.				Pending on 1st January.			
			1860.		1861.		Above one year.		Total pending.	
	1860.	1861.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1861.	1862.	1861.	1862.
Seharunpoor,	3,858	5,894	2,686	3,987	3,674	5,513	6	1	459	859
Meerut,	3,306	6,366	2,561	3,191	4,866	5,983	3	6	543	942
Allygurh,	4,013	7,826	3,853	4,585	5,784	6,814	0	0	544	1,580
Moradabad,	6,328	12,079	5,081	6,591	8,844	11,358	0	0	591	1,407
Bareilly,	4,642	10,149	4,160	5,257	7,136	9,101	0	0	784	1,848
Shahjehanp'r,	4,781	9,332	4,220	4,905	7,152	8,892	1	5	837	1,313
Agra,	4,699	8,172	3,825	4,988	6,225	7,749	38	2	1,148	1,608
Furruckabad,	5,751	10,868	4,428	5,414	8,274	10,122	4	1	1,139	1,898
Mynpoorie,	2,887	5,460	2,675	3,092	4,059	4,645	0	2	333	1,163
Cawnpoor,	2,277	5,043	1,797	2,252	3,241	4,400	0	0	286	935
Futtehpoor,	2,099	4,042	1,685	2,140	2,619	3,275	1	2	278	1,094
Allahabad,	3,107	5,898	2,545	3,156	4,928	6,802	0	0	732	865
Goruckpoor,	4,595	8,235	3,923	4,529	6,265	7,410	1	0	953	1,831
Azimgurh,	2,572	4,389	2,269	2,710	2,937	3,709	1	2	418	1,133
Jounpoor,	2,074	4,060	1,791	1,963	2,145	2,741	4	1	882	2,216
Mirzapoor,	1,537	3,727	1,177	1,528	2,515	3,120	7	39	303	952
Benares,	1,773	3,325	1,697	1,911	2,714	3,322	0	0	175	197
Ghazeepoor,	2,739	5,360	2,799	3,315	4,947	5,821	52	3	1,308	1,015
Kumaon,	2,306	2,979	1,191	2,391	1,530	2,860	0	0	817	979
Total,...	65,344	1,23,204	54,363	67,905	90,185	1,13,637	118	64	12,560	23,835
Increase,...	0	57,860	0	0	45,822	45,732	0	0	0	11,275
Decrease,...	0	0	0	0	0	0	0	54	0	0

His Honor will not fail to observe that the results shewn are altogether extraordinary. The number of suits instituted has increased in the ratio of 95 per cent., that is, suits are within 5 per cent. of being double what they were in 1860. This is altogether attributable to the new Limitation Law [Act XIV. of 1859,] which, after a two years' notice, was first intended by the Legislature to take effect from the 5th of May last, but the operation of which was at the last moment postponed to the 1st day of January last by the enactment of Act XI. of 1861 on the 1st of May 1861. The rush of suitors into the Courts of these Provinces during the last days of April and the first days of May was beyond expectation great. In some quarters the whole of the stamp paper procurable was used up, and suitors pressing to file their claims found no stamps left on which to engross them. When, after all this excitement, the new Act extended the term of limitation by nearly eight months, the Court used their best endeavours to prevent a recurrence of a like rush of suitors into Court at the end of the year. For this purpose, their Circular No. 14, dated the 7th of August last, was issued, and republished in every *Gazette* until the end of the year. To its provisions which need not here be recapitulated, the Court beg to refer His Honor. They have

reason to know that this step has been highly beneficial, and that, by the adoption of timely measures on the part of creditors, a large mass of litigation has been kept out of Court. Notwithstanding this continuous warning, however, a rush of claimants at the close of the year was not altogether prevented: and files which had been almost cleared, were again filled with cases, instituted just before the commencement of the Christmas holidays.

5. The Court observe that the manner in which this flood of Civil business has been arrested and passed through the ordinary channels of Court, is highly creditable to the Judiciary of these Provinces, who have *decided on trial* a number of cases exceeding by 88 per cent. those so decided in the preceding year. The balance of pending cases on the files on the 1st of January last, though exceeding that of the preceding year, is nowise excessive, except in some of the Judges' Courts, the files of which are encumbered from exceptional causes. A comparison of the time required to clear the files of each grade of Court, at the rates of work which have obtained during the past year, with the like calculation furnished at paragraph 5 of the Court's Report for the year 1860, is marginally* given.

* COURTS.	*Time necessary to clear the files of cases pending at the close of*			
	1860.		1861.	
	Months.	Days.	Months.	Days.
Judges, ...	9	0	8	20
Principal Sudder Ameens,	3	15	2	21
Sudder Ameens, ...	3	0	3	16
Moonsiffs, ...	1	15	2	5

6. A marked improvement is also noticeable in the number of these cases which had been, on the 1st January last, pending above one year. The only zillah in which the number at all calls for notice is Mirzapoor, in which the office of Judge was continuously vacant for upwards of six months, beginning with the 1st December 1861. If Mirzapoor be deducted, the number of such cases is reduced to 25, a low figure indeed, in which no improvement can be looked for, so long as the Sudder Court files remain embarrassed as they are.

7. The marginal memorandum in the opposite page will be found interesting, as exhibiting the zillahs, arranged in order, according to the amount of Civil business disposed of in each, during the past year. The difference between the first and last, is certainly very striking. Under the new Judiciary arrangements, in the first zillah, there are seven Moonsiffs' Courts, and in the last three only. Perhaps, however, the Court observe, a more correct order will be indicated by a subsequent memorandum, on which the zillahs will be found classed according to the number of cases decided on merits and *ex parte*.

No.	ZILLAHS.	Total number of cases disposed of in the year.
1	Moradabad, ...	11,358
2	Furruckabad, ...	10,098
3	Bareilly, ...	9,101
4	Shahjehanpoor, ...	8,892
5	Agra, ...	7,749
6	Goruckpoor, ...	7,410
7	Allygurh, ...	6,814
8	Meerut, ...	5,983
9	Allahabad, ...	5,873
10	Ghazeepoor, ...	5,821
11	Seharunpoor, ...	5,513
12	Mynpoorie, ...	4,645
13	Cawnpoor, ...	4,400
14	Azimgurh, ...	3,709
15	Benares, ...	3,322
16	Futtehpoor, ...	3,275
17	Mirzapoor, ...	3,120
18	Kumaon, ...	2,860
19	Jounpoor, ...	2,741
	Total, ...	1,12,684
	Average of 19 zillahs, ...	5,931

8. The next feature in the Civil administration is the manner in which this mass of litigation has been disposed of, which is exhibited in the following table, in which special attention is given to the number of cases decided *on their merits;* to the details of which His Honor's special attention is invited:—

1.	2.	3.	4.	5.	6.	7.	8.	9.	10	11
	Total number of cases disposed of during the year.									
ZILLAHS.	*Ex parte.*	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the total No. decided.	Average of Moonsiffs' Courts.	REMARKS.
Seharunpoor, ...	683	1,412	40 3	213	1,626	1,176	5,513	21	21	
Meerut, ...	299	2,037	37 4	154	963	2,156	5,983	36	31	
Allygurh, ...	1,615	2,227	17 5	104	926	1,767	6,814	25	20	
Moradabad, ...	1,641	3,177	64 0	396	2,118	3,386	11,358	21	25	
Bareilly, ...	1,873	2,820	14 8	331	1,626	2,295	9,101	25	26	
Shahjehanpoor, ...	1,313	3,148	53 6	359	1,381	2,155	8,892	24	31	
Agra, ...	1,265	2,601	18 5	251	1,273	2,174	7,749	28	28	
Furruckabad, ...	2,345	2,396	36 5	405	1,419	3,168	10,098	31	23	
Mynpoorie, ...	675	2,118	20 3	166	420	1,063	4,645	23	20	
Cawnpoor, ...	591	1,406	5 1	302	857	1,193	4,400	27	21	
Futtehpoor, ...	256	967	2 4	152	504	1,372	3,275	41	37	
Allahabad, ...	1,257	1,112	11 5	406	1,102	1,881	5,873	32	23	
Goruckpoor, ...	590	2,253	22 2	298	847	3,200	7,410	43	35	
Azimgurh, ...	264	527	5 1	194	578	2,095	3,709	56	44	
Jounpoor, ...	243	27	2 6	155	141	2,149	2,741	78	69	
Mirzapoor, ..	588	785	8 2	110	495	1,060	3,120	34	30	
Benares, ...	551	789	37	108	470	1,367	3,322	41	39	
Ghazeepoor, ...	553	159	164	165	709	4,071	5,821	70	63	
Kumaon, ...	98	262	8	719	611	1 162	2,860	41	0	
Total, ...	16,700	30,223	3,809	4,988	18,066	38,890	1,12,684	35	33	

It will be found that,

Ex parte decisions are in the proportion of	15	per cent.	Dismissed on Default in the proportion of			4	per cent.
Decisions on confession	do.	37	„	Adjusted or withdrawn	do.	16	„
By arbitration	do.	3	„	Decided on merits	do.	35	„

The first class of decisions, or *ex parte* ones, attain to a higher proportion than the Court could wish. Admitting that many of these, especially in the year under review, may be fairly assumed to be equivalent to confessions, the defendant not having appeared to defend the suit because he knew that he would be cast; still the Court believe, that not a few cases are included in which—from short notice, defective notice, or no notice at all—the Defendant failed to make appearance. The districts in which the largest proportion of this class is found are marginally* noted, and the especial attention of the Judges has been directed thereto.

* Allygurh,	24	per cent.
Furruckabad,	23	„
Allahabad,	21	„
Bareilly,	20	„

9. The next class of decisions, those on confession, form a still larger proportion, exceeding one-fourth of the whole. This class is, however, regarded by the Court with less jealousy than it used to be, in consequence of the concurrent testimony of all the zillah Judges to confessions being really *bonâ fide*, and they adhere to the opinion expressed in para. 8 of their last year's report. There exists no manner of doubt that, by a proper system of extended registration, a very large number of these confession cases would absolutely disappear. The Court had hoped that long ere this a new law to extend registration, which is one of the most crying wants of the people in these Provinces, would have been enacted. If any further delay in the passing of such enactment be contemplated by His Honor, the Court would urgently solicit the immediate passing of a brief law for these Provinces, legalizing the establishment of Registry offices at least at every Moonsiff's Court.

10. Connected with the important subject of registration, I am directed to refer to a correspondence which passed in May last with the Judge of Cawnpore, who reported, that the Principal Sudder Ameen and Registrar of Cawnpore had publicly notified his willingness to register deeds not exceeding in amount Rupees 75, on payment of fees lower than are authorized by law. He charged a fee of four annas for registering a bond not exceeding Rs. 25. 8 Annas for one not exceeding Rs. 50, and 1 Rupee for one not exceeding Rs. 75.

The Judge observed, "That as the law did not appear to be contravened by the course adopted, which may be expected to encourage the registration of bonds, he had not interfered," but acquainted the Court therewith. Thereupon, the Court ruled, that the acceptance of a lower fee was not an infraction of the law, and this practice has, the Court understand, been maintained at Cawnpore, and has since been adopted at Agra.

The Court observe, that in the new law the rates of fee chargeable should be clearly stated to be the maximum; and it should be left to the option of the Registrar to accept a smaller fee if he thinks fit, which must be duly notified, and be payable uniformly by all. By this means, self-interest will dictate to Registrars the adoption of such fees as bring them most Registry duty, and it will gradually appear what rates people are willing and able to pay; either this course should be adopted or a modified scale should be enacted, rising from four annas to the present legal maximum of two rupees. The Court have no hesitation in pronouncing the present fee of two rupees to be far too high for deeds of small amounts, and to call loudly for reduction.

11. The class of cases adjusted or withdrawn is, no doubt, proportionately higher in the returns of the past year, in consequence of the disturbing effects of the new Limitation Law. Suits were instituted to save limitation and compromised where the defendant did not dispute the claim.

Number.	Zillahs.	Percentage of cases decided on merits to total disposed of.
1	Jounpoor,	78
2	Ghazeepoor,	70
3	Azimgurh,	56
4	Goruckpoor,	43
5	Futtehpoor,	41
6	Benares,	41
7	Kumaon,	41
8	Meerut,	36
9	Mirzapoor,	34
10	Allahabad,	33
11	Furruckabad,	31
12	Agra,	28
13	Cawnpoor,	27
14	Allygurh,	25
15	Bareilly,	25
16	Shahjehanpoor,	24
17	Mynpoorie,	23
18	Seharunpoor,	21
19	Moradabad,	21
	Average	35

12. Thirty-five per cent. of the cases disposed of have been decided on merits: which, especially in so exceptional a year, the Court accept as satisfactory. The differences shewn in this respect by the returns of the different zillahs is most striking; the ratio per cent. varying from 78 per cent. in Jounpoor of cases decided on merits, to 21 per cent. in Moradabad. The chief cause of the difference is to be found in the different character of the prevailing litigation: the proportion of suit for bond debt being very high in those districts in which low averages of cases decided on merits are shewn, and *vice versâ*, the proportion of such suits being low, where a high average of decision on merits obtains.

Number.	Zillahs.	Number of cases decided on merits and *ex parte*.
1	Furruckabad,	5,513
2	Moradabad,	5,027
3	Ghazeepoor,	4,424
4	Bareilly,	4,168
5	Goruckpoor,	3,790
6	Shahjehanpoor,	3,468
7	Agra,	3,448
8	Allygurh,	3,382
9	Allahabad,	3,138
10	Meerut,	2,455
11	Jounpoor,	2,392
12	Azimgurh,	2,359
13	Benares,	1,918
14	Seharunpoor,	1,859
15	Cawnpoor,	1,784
16	Mynpoorie,	1,738
17	Mirzapoor,	1,648
18	Futtehpoor,	1,628
19	Kumaon,	1,260

The classification of zillahs according to No. of cases decided on merits and *ex parte*, is altogether a more just one than that of total cases disposed of, as given in the margin of paragraph 7th, anhere noted in the margin

13. Particulars of the Miscellaneous files are given in the following Table. :—

	Instituted.		Decided.				Pending.			
			1860.		1861.		Above 1 year.		Total pending on 1st January.	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st Jan. 1861.	On 1st Jan. 1862.	1861.	1862.
Seharunpoor,	6,471	10,778	4,514	7,361	3,739	10,777	0	0	1,186	2,702
Meerut, ...	5,079	6,538	2,215	3,130	2,773	6,379	2	0	652	934
Allygurh, ...	6,907	8,070	4,480	7,640	5,476	8,956	3	0	1,121	1,218
Moradabad, ...	14,028	17,823	11,728	14,953	13,798	18,741	2	0	1,502	2,358
Bareilly, ...	4,981	6,390	3,328	5,645	4,144	7,230	0	0	1,065	993
Shahjehanpoor,	9,126	10,965	5,957	9,654	6,802	11,471	1	1	1,235	1,118
Agra, ...	6,958	9,392	3,582	7,515	4,323	9,328	0	2	1,174	2.033
Furruckabad,	10,707	11,372	5,980	10,178	6,568	11,652	3	0	1,732	1,463
Mynpoorie, ...	3,395	4,619	2,038	3,480	2,203	4,587	0	1	509	922
Cawnpoor, ...	3,829	4,967	2,972	3,864	3,808	4,816	0	0	377	535
Futtehpoor, ...	2,709	3,448	1,770	2,730	2,177	3,164	0	0	287	590
Allahabad, ...	4,136	4,095	1,947	4,137	1,871	5,727	2	0	1,109	1,004
Goruckpoor,...	9,063	11,336	7,139	10,257	8,297	12,004	0	0	1,169	1,674
Azimgurh, ...	5,150	6,581	3,734	5,202	4,216	6,044	5	0	937	1,483
Jounpoor, ...	2,927	3,369	2,202	3,040	2,412	3,084	0	1	556	850
Mirzapoor, ..	2,200	3,716	1,218	2,215	1,534	3,137	0	1	256	564
Benares, ...	3,750	3,710	2,546	3,823	1,812	3,872	0	0	388	703
Ghazeepoor,...	6,045	9,893	3,695	6,151	5,852	9,812	4	4	917	1,610
Kumaon, ...	755	805	406	871	443	897	0	0	266	283
Total, ...	1,08,216	1,37,867	71,447	1,13,816	82,218	1,41,968	22	10	16,439	22,097
Increase, ...	0	29,651			10,891	28,122	0	0	0	5,658
Decrease, ...	0	0	0	0	0	0	0	12	0	0

The increase in this branch of Civil business has been much less than in the number of Regular suits, amounting to 27 per cent., the increase in the number of such cases "finally disposed of," being the ratio of 9 per cent. This result was to be expected, and it is presumable, that the miscellaneous business of the current year will be a good deal increased by the proceedings necessary to give effect to the extraordinary amount of regular litigation of 1861. The pending miscellaneous files shew some increase, but at the rate of work obtaining for the past year, should not occupy more than 2 months in clearing the number of miscellaneous cases that have been pending more than one year is satisfactorily small, viz. 10.

14. The following abstract of statement No. 8 shews, that out of 75,589 applications for execution of decrees, 20,547 were completely executed,

	Number of applications for execution of decrees.					Remarks.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	Percentage of column 2 to column 5.	
Seharunpoor, ...	1,303	1,177	5,968	8,448	15	
Meerut, ...	875	878	2,201	3,954	22	
Allygurh, ...	1,162	1,216	2,356	4,734	24	
Moradabad, ...	1,971	1,541	4,290	7,802	22	
Bareilly, ...	1,438	1,126	2,062	4,626	31	
Shahjehanpoor, ...	1,506	1,024	2,498	5,028	29	
Agra, ...	997	1,102	3,426	5,525	18	
Furruckabad, ...	1,525	2,050	2,931	6,506	23	
Mynpoorie, ...	615	722	1,565	2 902	21	
Cawnpoor, ...	918	338	605	1,861	49	
Futtehpoor, ...	775	218	747	1,740	44	
Allahabad, ...	949	568	1,691	3,208	29	
Goruckpoor, ...	1,855	544	2,255	4,654	39	
Azimgurh, ...	1,181	270	1,518	2,969	39	
Jounpoor, ...	994	211	488	1,398	50	
Mirzapoor, ...	452	395	1,459	2,306	20	
Benares, ...	545	644	857	2,046	26	
Ghazeepoor, ...	1,425	666	3,099	5,190	27	
Kumaon, ...	356	129	207	692	51	
Total,	205 47	14,819	40,223	75,589	31	

The ratio per cent. being 31,—corresponds closely with that attained in 1860, which was 32 per cent. It is observable also, that the higher ratios of execution have been in much the same districts in 1861, as in 1860, as best exhibited in the marginal memo. Coupling these results with the nearly similar ones as respect the percentage of decisions on merits, the Court are led to believe that the character of the litigation, *i. e.*, whether principally for bond debt or not, has very much to do with the execution results shewn. Where that class of litigation prevails, it is often unnecessary to carry out execution completely; in consequence of the parties coming to some amicable arrangement; which is less possible in claims other than for bond debt. The Court accept the result shewn as sufficiently satisfactory. They are, indeed, in effect much more so, than they appear to be, because it is obvious, that in the past year, many applications to execute must have been filed merely with the view of saving limitation, and not with any reasonable hope of complete success. The percentage attained therefore, as compared with 1860, is really better than it appears to be.

1	Kumaon,	...	51 p.c.
2	Jounpoor,	...	50 „
3	Cawnpoor,	...	49 „
4	Futtehpoor,	...	44 „
5	Goruckpoor,	...	39 „
6	Azimgurh,	...	39 „
7	Bareilly,	...	31 „
8	Shahjehanpoor,	...	29 „
9	Allahabad,	...	29 „
10	Ghazeepoor,	...	27 „
11	Benares,	...	26 „
12	Allygurh,	...	24 „
13	Furruckabad,	...	23 „
14	Meerut,	...	22 „
15	Moradabad,	...	22 „
16	Mynpoorie,	...	21 „
17	Mirzapoor,	...	20 „
18	Agra,	..	18 „
19	Seharunpoor,	...	15 „

15. The subject of the appeals under Act X. of 1859, was noticed by the Court in para. 6 of their last Annual Report, and has attracted much of their attention during the past year; and the following statement affords valuable data elucidating the action of the Civil Courts under this important Revenue Law, during the past year.

1.	2.	3.	4.	5.	6.	7.	8.
No.	Zillahs.	No. of cases decided in 1861, by the Revenue Authorities.	No. of cases appealed to the Judge.	No. of cases decided by the Judge.	No. of cases reversed, modified or remanded.	Percentage of appeals to cases decided by Revenue Officers.	Percentage of appeals reversed or modified or remanded to total number decided.
1	Seharunpoor, ...	1,134	21	11	3	2·	28·
2	Meerut, ...	3,254	85	83	41	3·	49·
3	Allygurh, ...	1,139	89	81	44	7·	54·
4	Bareilly, ...	2,673	63	41	29	3·	71·
5	Moradabad, ...	1,311	47	34	11	3·	32·
6	Shahjehanpoor,	2,014	68	22	10	3·	45·
7	Agra, ...	2,902	24	12	8	1·	66·
8	Furruckabad, ---	4,1`0	84	10	50	2·	50·
9	Mynpoorie, ...	2,636	120	49	16	4·	33·
10	Cawnpoor, ...	586	69	32	9	5·	28·
11	Futtehpoor, ...	955	46	47	23	5·	56·
12	Allahabad, ...	1,528	110	127	54	7·	43·
13	Goruckpoor, ...	605	120	106	31	20·	29·
14	Azimgurh, ...	1,806	151	112	57	8·	51·
15	Jounpoor, ...	3,988	346	353	51	7·	43·
16	Mirzapoor, ...	1,129	37	29	14	3·	52·
17	Benares, ..	4,180	184	179	123	4·	67·
18	Ghazeepoor, ...	1,190	164	107	57	14·	53·
	Total, ...	37,200	1,828	1,517	721	7.	47.

The total number of cases decided by the Revenue Authorities during the year has been ascertained, and amounted to 37,200. The total number of appeals preferred to the Judges being found to be 1828, there results a percentage of 7 per cent. which is extraordinarily low. It will readily occur to His Honor, that this percentage is not quite a correct test of the value of the original decisions, because, while decisions in which the order of the Collector is final under Section 153, and in which the appeals lie to him under Section 155, are included in the total; in respect to the first class, no appeal is possible, and the appeals preferred to the Collector in the second class are excluded from this return. This defect, the Court hope to be able to remedy next year by obtaining returns of cases decided by the Revenue Authorities exclusive of the above two classes. Still, as regards general results, this percentage is approximately correct, and therefore, so far valuable; while, as a standard of comparison of one district with another, it answers every object. The two memorandums on the opposite page sufficiently exhibit the unhappy pre-eminence in appeals of this nature in which stand the districts of the province of Benares. It will be seen that, as in 1860, the district of Jounpoor exhibits by far the greatest number, which the Officiating Judge, Mr. Lind, has sufficiently explained. The suits are mainly connected with enhancement of rents, claimed in some instances by the grantees of confiscated estates, and in other by the managers of estates neglected during the minority of the proprietor, or from other cause. The Court have reason to believe that in none of these districts are the Revenue records trustworthy; and that such is the case particularly in Jounpoor and Ghazeepoor. Much of the Regular Civil litigation of the latter district, the Court believe, would disappear, and disputes would be better and more satisfactorily adjusted, if a sufficient

Revenue Establishment were charged with the careful re-construction of records of shares and liability in the manner in which it has been done in the more western districts.

	Cases decided.	Cases pending on the 1st January 1862.
Jounpoor, ...	353	138
Benares, ...	179	6
Allahabad, ...	127	27
Ghazeepoor, ...	107	127
Goruckpoor, ...	106	33
Furruckabad, ...	100	37
Mynpoorie, ...	49	88

Mr. Lind, Officiating Judge of Jounpoor, has decided by far the largest number of these appeals, viz., 353; and the Judges of Benares, Allahabad, Ghazeepoor, Goruckpoor and Furruckabad, have also decided a large number as marginally shewn. The pending files are in no case very heavy. In Ghazeepoor, they are heavier than they would have been, had the Judge adopted a less lengthened mode of investigation, which has been pointed out to Mr. Carnac.

MEMORANDUM OF ZILLAHS CLASSIFIED.

According to the number of appeals preferred under Act X. of 1859.			*According to the percentage of appeals preferred under Act X. to total Revenue decisions.*		
1	Jounpoor, ...	346	1	Goruckpoor, ...	20
2	Benares, ...	184	2	Ghazeepoor, ...	14
3	Ghazeepoor, ...	164	3	Azimgurh, ...	8
4	Azimgurh, ...	151	4	Jounpoor, ...	7
5	Goruckpoor, ...	120	5	Allahabad, ...	7
6	Mynpoorie, ...	120	6	Allygurh, ...	7
7	Allahabad, ...	110	7	Cawnpoor, ...	5
8	Allygurh, ...	89	8	Futtehpoor, ...	5
9	Meerut, ...	85	9	Mynpoorie, ...	4
10	Furruckabad, ...	84	10	Benares, ...	4
11	Cawnpoor, ...	69	11	Bareilly, ...	3
12	Shahjehanpoor, ...	68	12	Meerut, ...	
13	Bareilly, ...	63	13	Moradabad, ...	
14	Moradabad, ...	47	14	Shahjehanpoor, ...	
15	Futtehpoor, ...	46	15	Mirzapoor, ...	
16	Mirzapoor, ...	37	16	Seharunpoor, ...	2
17	Agra, ...	24	17	Furruckabad, ...	
18	Seharunpoor, ...	18	18	Agra, ...	1

16. The following memo. shews the results of prosecutions for false verification of plaints or written statements in each class of Court in every district.

	Number of cases in which Criminal commitments were made.			Number of persons committed.			Number of persons convicted.			Number acquitted.			Remarks.
	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	
Seharunpoor, ..	0	0	3	0	0	13	0	0	0	0	0	12	
Meerut, ...	0	2	2	0	3	2	0	2	0	0	0	0	
Allygurh, ...	0	2	4	0	0	4	0	0	0	0	0	*2	*By Sudder Ameen and Moonsiff
Moradabad, ...	0	1	†3	0	2	5	0	2	†5	0	0	0	†By ditt
Bareilly, ...	3	1	3	3	1	3	3	0	2	0	1	0	
Shahjehanpoor,	0	2	1	0	2	1	0	1	0	0	1	0	
Agra, ...	0	0	4	0	0	4	0	0	0	0	0	0	
Furruckabad ...	2	2	0	5	3	0	4	2	0	0	0	0	
Mynpoorie, ...	0	0	2	0	0	5	0	0	0	0	0	5	
Cawnpoor, ...	0	0	0	0	0	0	0	0	0	0	0	0	
Futtehpoor, ...	0	2	1	0	2	1	0	2	1	0	0	0	
Allahabad, ...	0	1	0	0	1	0	0	1	0	0	0	0	
Goruckpoor, ...	0	0	‡1	0	0	‡4	0	0	0	0	0	‡4	‡ By Sudder Ameen
Azimgurh, ...	0	0	0	0	0	0	0	0	0	0	0	0	
Jounpoor, ...	0	0	0	0	0	0	0	0	0	0	0	0	
Mirzapoor, ...	0	0	2	0	0	8	0	0	1	0	0	0	
Benares, ...	0	0	0	0	0	2	0	0	0	0	0	0	
Ghazeepoor, ...	1	0	1	1	0	1	1	0	0	0	0	1	
Total,...	6	13	27	9	14	46	8	10	9	0	2	24	

During the previous year 1860, no action had been taken in 11 districts; and out of 17 cases prosecuted, convictions had been obtained in no more than 12. The attention of zillah Judges was specially called to this important branch of their duty, by paragraph 7 of the Court's Circular letter No. 9, dated the 26th of June last. It is more satisfactory to find, that in all but the four marginally noted districts, action has been taken under the penal provisions of Section 21, during the past year;—46 cases having been prosecuted, and 69 persons committed, of whom 27 were convicted, 26 were acquitted, and the cases of 16 were still pending when the year closed. The Court have found no reason to apprehend too free action under this Section; but, on the contrary, believe that a large number of persons who justly deserve the penalty of the law escape unpunished. It is indeed altogether impossible to arrive at any different conclusion, when it is considered that upwards of one hundred and twenty-seven thousand suits and appeals were instituted during the past year; while twenty-seven persons only were punished! The Court observe that the people are untruthful; moral considerations being as a rule powerless to restrain them from instituting false suits, or falsely resisting just ones. They are restrained from practice of perjury, fraud, and forgery, by no public sense of right, which would render, as in Europe, the offender an outcast from society; but by the fear of punishment alone. The litiga-

1. Cawnpoor.
2. Azimgurh,
3. Jounpoor.
4. Benares.

tion which has for years prevailed in these provinces has been notoriously marked by these stains: and when not strongly repressed by the vigilance of the superior European Courts, these evils have at once assumed alarming proportions. Taking this the actual status of these provinces into consideration, the Court are not satisfied, that sufficient vigilance is every where exercised to purge our Civil administration from these foul blots. They have resolved, that in the Annual report for the current year, not only shall prosecutions for false verification be specially shewn, but also all prosecutions for giving false evidence and forgery originated by Civil Courts, under Sections 169 and 170, of the Code of Criminal Procedure; and they will not fail to urge the greatest vigilance in this respect, on all the Courts subordinate to them. It is to be feared, that the trouble and obloquy which attends these prosecutions, prevent many of the subordinate Native Judges from instituting Criminal proceedings even when there exists good and sufficient ground for so doing: and it is to the correction of this reluctance, that the exertions of the zillah Judges, have mainly to be directed. Meanwhile, the Court mention with commendation the names of those Native Judges who have succeeded during the past year in prosecuting persons guilty of false verification successfully to conviction.

		No. of persons prosecuted to conviction.
Principal Sudder Ameens.	Sookhbasee Lall, ...	1
	Mahumed Abdoolla Khan, ...	1
	Khoorshed Ali Khan, ...	1
	Syud Ahmud Khan, ...	2
	Rai Soonder Lall, ...	1
	Kazee Inayut Hoosain Khan, ...	2
	Moulvee Abdoolla Khan, ...	1
Sudder Ameens.	Kasim Ali Khan, ...	2
	Bukhtawur Singh, ...	2
Moonsiffs.	Gokul Chund, ...	1
	Abid Ulee, ...	3
	Wuzeer-ood-deen.	2

17. The following table shews the average duration of suits in the Courts of the Judges, Principal Sudder Ameens, Sudder Ameens, and Moonsiffs for each zillah; while the general results are compared with those of 1860, in the marginal memorandum.* It appears, that while the average of the Courts of the Judges and Moonsiffs have remained little altered, some improvement has taken place in the average duration of cases in the Courts of the Principal Sudder Ameens and Sudder Ameens, notwithstanding the very large increase of business in the past year. This result cannot be regarded as other than satisfactory.

Courts.	1860.		1861.	
	Months.	Days.	Months.	Days.
Judges, ...	5	8	5	11
Principal Sudder Ameens, ...	3	29	3	11
Sudder Ameens, ...	3	8	2	20
Moonsiffs, ...	1	24	1	26

Zillahs.	*Judges.*			*P. S. Ameens.*			*Sudder Ameens.*			*Moonsiffs.*			*Average of each Moonsiff.*		
	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.
Seharunpoor, ...	0	8	16	0	2	18	0	2	21	0	8	29	0	1	13
Meerut, ...	0	6	2	0	3	16	0	2	20	0	8	28	0	1	14
Allygurh, ...	0	4	10	0	3	23	0	1	22	0	10	8	0	2	1
Moradabad, ...	0	4	2	0	2	13	0	1	26	1	5	10	0	1	22
Bareilly, ...	0	3	13	0	3	24	0	0	0	1	3	14	0	2	17
Shahjehanpoor, ...	0	5	10	0	3	13	0	0	0	1	3	25	0	2	8
Agra, ...	0	7	14	0	5	3	0	3	16	1	1	11	0	1	27
Furruckabad, ...	0	5	4	0	3	21	0	0	0	0	11	23	0	1	29
Mynpoorie, ...	0	7	21	0	2	18	0	0	0	0	8	7	0	1	19
Cawnpoor, ...	0	2	16	0	5	16	0	2	16	0	9	27	0	1	29
Futtehpoor, ...	0	0	18	0	1	22	0	0	0	0	4	3	0	1	11
Allahabad, ...	0	4	22	0	2	14	0	0	0	0	7	16	0	1	3
Goruckpoor, ...	0	3	20	0	3	23	0	2	27	1	8	12	0	2	17
Azimgurh, ...	0	4	7	0	3	29	0	3	11	0	3	17	0	1	5
Jounpoor, ...	0	7	16	0	6	0	0	0	0	0	6	23	0	2	7
Mirzapoor, ...	1	0	26	0	2	0	0	0	0	0	6	24	0	2	8
Benares, ...	0	0	18	0	0	23	0	0	0	0	2	0	0	1	0
Ghazeepoor, ...	0	10	0	0	3	17	0	3	19	0	9	18	0	1	27
Kumaon, ...	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0
Total, ...	8	2	25	5	0	26	2	0	28	14	12	25	0	0	0
Average, ---	0	5	11	0	3	11	0	2	20	0	1	26	0	0	

In the Judge's Courts the following shew excessive duration, viz :—

		Months.	Days.
1	Mirzapoor, ...	12	26
2	Ghazeepoor, ...	10	0
3	Seharunpoor, ...	8	16
4	Mynpoorie, ...	7	21
5	Jounpoor, ...	7	16
6	Agra, ...	7	14

The Court observe, that in the case of all these zillahs, the high average duration is mainly referrable either to the fact of the Judgeship having been actually vacant for some months, as was the case in Mirzapoor, Seharunpoor

and Mynpoorie, or to the circumstances of the files having become burdened from previous exceptional circumstances. In the case of Seharunpore, the Court consider the average duration to be too long, and look for greater exertion on the part of Mr. Becher to effect its reduction. For Ghazeepoor, the Court have proposed additional aid by the temporary deputation of the Principal Sudder Ameen of Benares; they look also to greater rapidity of work, as the Judge, Mr. Carnac, becomes more habituated to Civil business. This is particularly also looked for in Mirzapoor, where the Court have enjoined on Mr. Fane the necessity of greater expedition. In Mynpoorie, the Court have no doubt that great improvement will result from the Judge, Mr. Batten, being enabled to devote a fairer proportion of his time to Civil cases. In Jounpoor and Agra, the results attained during the year warrant the expectation that during the current twelve months, all arrears will disappear, and the average duration of cases proportionately improve. The best results are shewn by the following Judges viz:

	Months.	*Days.*
Mr. Edwards, Benares, ...	0	18
„ Edmonstone, Futtehpoor, ...	0	18
„ Pearson, Cawnpoor, ...	2	16

18. The Court are glad to note the disappearance of all the excessive averages of duration, which were noticed last year with disapprobation, in the practice of the Principal Sudder Ameens' Courts. The highest average now, viz., 6 months, is found in the Court of the Principal Sudder Ameen of Jounpoor, Assud-oollah Khan, who was one of the Officers whose shortcomings in this respect were commented upon last year, and who should, the Court think, have shewn better results than he has been careful to do. In Cawnpore, the somewhat high average of 5 months and 16 days arises from exceptional causes: while in Agra, where the arrears were exceedingly heavy, the average duration has been brought down by the strenuous exertions chiefly of the Principal Sudder Ameen, Mohumed Buksh, from 11 months 15 days, in 1860, to 5 months and 3 days in the past year. The shortest average duration is shewn by the Principal Sudder Ameen of Benares, Mr. R. H. Smith, viz., 23 days; the next best being Mohumed Abdoollah Khan, Principal Sudder Ameen of Futtehpoor, 1 month 22 days; and Khoorsheid Ali Khan, Principal Sudder Ameen of Mirzapoor, 2 months. The average duration of cases in the Court of the Sudder Ameens shews no particular excess: but they are particularly favourable to the Sudder Ameen of Bijnour, Mahumed Hossain Khan, of Moradabad, Bukhtawur Singh, and of Allygurh, Ali Buksh Khan.*

*	Months.	Days.
Mahumed Hossain Khan, ...	1	29
Bukhtawur Singh, ...	1	23
Ali Buksh Khan, ...	1	22

The Moonsiffs returns shew no noticeable excess. The general results indeed are very satisfactory, and particularly so in the case of the following zillahs:—

	Months.	*Days.*
Benares, ...	1	0
Azimgurh, ...	1	5
Allahabad, ...	1	3
Futtehpoor, ...	1	11
Seharunpoor, ...	1	13

19. The results of the personal attendance of parties in the superior and Moonsiff's Courts of each district are shewn in the following table:—

	Cases in which the parties or one of them were before the Court voluntarily or by summons.				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.	
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			Superior cases.	Moonsiff's Court.
Seharunpoor,	839	452	3,015	4,306	1,035	5,341	88	80
Meerut,	407	977	3,984	5,368	615	5,983	72	98
Allygurh,	1425	693	918	3,036	3,217	6,253	38	51
Moradabad,	1539	2,947	4,992	9,478	1,492	10,970	75	87
Bareilly,	1961	2,306	1,699	5,966	3,137	9,103	69	65
Shahjehanpoor,	1103	2,377	3,938	7,418	1,474	8,892	65	86
Agra,	1159	2,489	1,579	5,227	2,522	7,749	51	71
Furruckabad,	2594	1,436	2,697	6,727	3,255	9,982	58	69
Mynpoorie,	631	1,607	1,657	3,895	682	4,577	59	88
Cawnpoor,	690	683	2,043	3,416	736	4,152	88	81
Futtehpoor,	302	957	886	2,145	1,130	3,275	67	64
Allahabad,	651	650	709	2,010	2,934	4,944	37	42
Goruckpoor,	1076	646	2,991	4,713	1,906	6,519	80	71
Azimgurh,	463	337	1,443	2,243	983	3,226	83	64
Jounpoor,	190	210	494	894	998	1,884	28	50
Mirzapoor,	368	951	949	2,268	815	3,083	70	74
Benares,	585	857	629	2,071	1,251	3,322	66	57
Ghazeepoor.	581	688	2,187	3,456	2,365	5,821	66	56
Total, ...	16,564	21,263	36,810	74,637	30,439	1,05,076	64	70

And sufficiently evidence that the principle of bringing Civil litigants in ordinary suits personally before the Courts [which the Judges have throughout held up to subordinate Courts as the fundamental principle of the new Civil Code] has been very generally accepted and acted upon. It is observable that much difference of practice obtains as to the attendance of the plaintiff and of the defendant, when one of the two parties only attends. In Allygurh, Seharunpoor, Furruckabad, and Goruckpoor, the proportion of plaintiffs who personally attended Court has far exceeded the number of defendants. But more generally it has been the reverse, the attendance of the defendants usually far exceeding that of the plaintiffs, particularly in Meerut, Moradabad, Agra, Mirzapoor, and elsewhere. The Court will call upon the zillah Judges to explain such differences in their next year's reports, and at the same time introduce some change in the form of Return now submitted, which has not been always understood to be intended to include persons voluntarily attending Court. Altogether, it is matter of satisfaction that a change, which ought to do much to simplify the action of our Courts and to lead to truthful results, appears to be accepted, and steadily extending itself. The Moonsiffs whose returns shew the least good results, and who have not been removed from Office in carrying out the late reductions, are noted in the margin,* and they will be required to shew better results in the current year.

* Zillah.	Moonsiff.	Percentage of personal attendance.
Allygurh, ...	Nussuroolla Khan, ...	22 per cent.
	Rughonath Suhai, ...	39
Bareilly, ...	Muksood Ali Khan, ...	23
Allahabad, ...	Kishoree Loll, ...	15
Jounpoor, ...	Abdool Ruhman, ...	22
Benares, ...	Mohomed Ali, ...	26
Ghazeepoor, ...	Saligram, ...	28

20. The attention of the Court having during the last few years been much directed to apply as far as possible a remedy to the indiscriminate sale of hereditary landed property, which prevailed to a certain extent before, the zillah Judges

were called upon by para. 8th of the Court's Circular No. 9, of the 26th June last, to attend to the mitigative provisions of Section 243 of the Code of Civil Procedure, which, the Court observed, "if effectually applied, would in many cases obviate the necessity of the sale of the real property of the judgment-debtor," and they were required to indicate in their yearly Reports the degree to which effect had been given to them. The following Table contains an abstract of the returns which have been in consequence submitted:—

Court.	Total number of decrees executed or put in execution during the year.	No. of decrees executed or in process of execution under Section 243, Act VIII. of 1859.					Number of decrees executed by sale or in execution under Section 248.	Number of decrees executed in other manner.	Remarks.
		By appointment of a Manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of the property.	Total.			
Scharunpoor, ---	8,347	0	1	1	1	3	792	2,832	
Meerut, ---	4,229	0	6	1	0	7	58	1,723	
Allygurh, ---	5,820	0	33	0	5	38	575	4,126	
Moradabad, ---	10,214	0	0	3	4	7	1,131	9,061	
Bareilly, ---	5,513	4	19	0	9	32	1,009	4,011	
Shahjehanpoor, ---	1,650	18	10	0	4	32	852	766	
Agra, ---	7,412	2	14	3	2	21	561	4,943	
Furruckabad, ---	7,853	1	5	4	3	13	442	6,037	
Mynpoorie, ---	3,673	0	0	0	1	1	204	3,468	
Cawnpoor, ---	1,871	0	1	0	0	1	161	1,709	
Futtehpoor, ---	2,265	3	0	6	1	10	61	1,843	
Allahabad, ---	4,962	0	0	0	0	0	343	4,619	
Goruckpoor, ---	3,924	69	0	0	1	70	451	1,381	
Azimgurh, ---	1,451	0	10	3	11	24	56	1,371	
Jounpoor, ---	3,091	0	0	0	1	1	27	1,380	
Mirzapoor, ---	847	0	0	0	0	0	138	714	
Benares, ---	2,943	4	2	0	10	16	313	1,728	
Ghazeepoor, ---	2,782	27	0	0	0	27	266	3,472	
Total, ---	78,849	128	101	21	53	303	7,440	55,244	

It will be seen that in three districts—Allahabad, Jounpoor, and Mirzapoor—no action has been taken under the Section, the reason of which ought to have been fully explained. In 15 districts, and particularly in zillah Goruckpoor, the Section has been acted upon in the following manner:—

By appointment of a Manager to the charge of the property in --- --- --- --- ---	128 Cases.
By mortgage of the land attached in --- ---	101 „
By lease of the land attached in --- ---	21 „
By private sale of portion of the property in	53 „
	303 Cases.

The Court are desirous that the use of these mitigative processes of execution should become more general; not because they at all think that, where a landed proprietor has become so hopelessly involved as to render it impossible to satisfy his just debts by milder processes, sale by auction of hereditary estates should, in such cases, be refused. On the contrary, in such cases, the Court readily recognize the necessity of sale, and regard the power to sell up given by Law to be highly useful. But they observe that, under the former practice of our Courts, resort to sale was not confined to such cases only, but was, there can be no doubt, too indiscriminately applied, without considering whether a less severe process would not have succeeded, or enquiring whether the embarrassment was absolute and hopeless, or temporary only. The less severe expedients demanded more trouble than the simple one of sale, which was carried out by the Revenue Department, and thus sales were multiplied where they might have been avoided. It is this abuse, not the proper use, of sales in execution which the Court desire to correct.

21. The next following statement has been called for with the same object. It exhibits the number of hereditary estates entire, and shares which have been absolutely sold in execution during the year, contrasted with temporary alienations made at the instance of the Collector acting under Section 244. The Court regard this as a highly interesting return :—

Civil Court.	No. of mouzahs and shares of mouzahs alienated in execution of decrees of Civil Court.								Remarks.
	Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.						
			Hereditary.		Other.		Total.		
	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	
* Seharunpoor, ---	0	13	5	369	5	14	5	426	* The entries of the Seharunpoor District have been altered on receipt of a revised return from the Judge.
Meerut, ---	0	14	0	0	0	58	0	72	
Allygurh, ---	0	7	8	355	3	20	11	375	
Moradabad, ---	0	0	4	235	4	38	8	273	
Bareilly, ---	0	21	1	184	0	31	1	236	
Shahjehanpoor, ---	1	17	3	262	0	21	3	283	
Agra, ---	1	26	0	148	0	41	4	194	
Mynpoorie, ---	2	2	0	101	0	14	0	115	
Furruckabad, ---	0	2	4	171	0	8	4	179	
Cawnpoor, ---	0	2	0	36	2	1	2	37	
Futtehpoor, ---	0	3	2	35	0	0	2	35	
Allahabad, ---	0	28	2	218	0	21	2	267	
Goruckpoor, ---	0	0	3	113	2	20	5	133	
Azimgurh, ---	0	11	0	45	1	13	1	69	
Jounpoor, ---	0	0	0	1	0	13	0	14	
Mirzapoor, ---	1	0	0	17	0	0	0	0	
Benares, ---	0	0	1	0	0	0	0	2	
Ghazeepoor, ---	1	5	0	52	0	14	0	71	
Total, ---	6	151	33	2,342	17	327	48	2,781	

For the districts forming the Meerut Division, the statement, is incomplete, in consequence of the mistake of the Judge of Seharunpoor, whose return was erroneous. It is very noticeable that, in zillah Meerut, there has not been a single sale of hereditary landed property in execution! On the other hand, in the conterminous district of Allygurh, there has been the largest number of execution sales that have occurred in any district. The marginal * memorandum shows the results for those districts of which the returns are complete, grouped by Divisions. It will be seen that Rohilcund takes the lead in sales, while in the district of Moradabad, no temporary transfer was arranged under Section 244. Next in number of sales is the Agra Division, and action was largely taken under the Section in Agra, and but slightly in Furruckabad and Mynpoorie. Next in number of sales comes the Allahabad Division, in which the Collector of Allahabad only gave much effect to the Section. It is satisfactory to notice that in the large and populous Province of Benares the smallest number of execution sales have taken place, Jounpore and Benares being almost blank. More than half the total number of sales which took place in the Province appertain to the single district of Goruckpore, in which no mitigative action under Section 244 took effect.

* Division.	Temporary alienation under Section 244,		Hereditary properties sold in execution under Section 248.	
	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.
Rohilcund, ...	0	38	8	631
Agra, ...	4	30	4	420
Allahabad, ...	0	33	4	389
Benares Province,	1	16	4	228

Explanation has been called for from the Collectors of Moradabad and Goruckpore, through the zillah Judges, of their want of action under this Section.

22. The number of judgment debtors imprisoned during the years 1860 and 1861, is shewn in the following memorandum :—

Year.	Number.	Amount of debt.
1860, ...	703	1,84,471
1861, ...	607	1,70,749
Decrease	96	

Shewing a decrease of ninety-six persons imprisoned. There is no reason whatever for believing that the subordinate Courts have exercised their new powers of imprisoning debtors otherwise than judiciously.

23. The following statement exhibits the particulars of the Civil business performed personally by the Judge of each district during the past year. These zillahs have been arranged in order, according to the greater or lesser amount of work accomplished, calculated according to the rates adopted by the Court. And in order to meet the cases of those Judges who have been burdened with an extraordinary amount of Criminal duty, as particularly the Judges of Meerut and Agra, the value of Criminal work has been added, the value of Civil and Criminal work totalled, and a reclassification based thereupon, entered in column 14. The period also during which each Judgeship remained vacant during the year, is noted in the last column.

STATEMENT shewing the detail and calculated value in days of the Civil work performed by the zillah Judges during the past year, the zillahs being arranged in order of Civil work performed, also shewing the calculated value of Criminal work and the total calculated value.

Numbers in order of Civil work performed.	Zillah.	Work actually performed.						Calculated value of work performed in days.	Number of days on which the Judge actually sat on the Civil side.	Criminal.		Total value of Civil and Criminal work performed in days.	Order of Zillahs according to the last column.	Period for which the Judgeship was vacant.
		Original suits.	Appeals.			Miscellaneous statement No. 2, Headings 1 to 18.	Total.			Calculated value or work performed in days.	Number of days given to Criminal sittings.			
			From P. S. Ameens.	From Collectors, under Act X. of 1859.	From Sudder Ameens and Moonsiffs.									
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
														Days.
1	Furruckabad, ...	47	97	73	188	311	716	290	171	80	79	370	II.	22
2	Jounpoor, ...	6	116	310	149	169	750	266	195	72	55	338	III.	0
3	Benares, ...	33	112	129	92	231	597	248	135	137	106	385	I.	0
4	Bareilly, ...	39	59	32	218	105	453	216	127	111	90	327	IV.	30
5	Goruckpoor, ...	9	65	88	124	538	824	208	173	73	93	281	VII	0
6	Azimgurh, ...	26	27	97	189	249	588	201	205	55	65	256	VIII.	0
7	Allahabad, ...	20	71	95	130	221	537	194	191	61	76	255	X.	0
8	Futtehpoor, ...	3	163	29	104	216	515	191	224	66	75	257	IX.	0
9	Cawnpoor, ...	5	26	26	161	490	708	160	144	87	74	247	XI.	92
10	Shahjehanpoor, ...	7	68	18	170	89	352	135	146	86	60	221	XIII.	74
11	Ghazeepoor, ...	1	62	70	114	172	419	129	156	110	115	239	XII.	10
12	Allygurh, ...	7	55	67	102	138	369	127	191	79	59	206	XIV.	0
13	Moradabad, ...	11	16	29	128	96	280	100	169	83	84	183	XV.	0
14	Meerut, ...	4	13	61	60	150	288	78	115	234	129	312	V.	31
15	Mynpoorie, ...	3	36	41	11	158	249	71	84	125	124	196	XVI.	93
16	Seharunpoor, ...	7	27	11	60	67	172	66	79	68	83	134	XVII.	92
17	Agra, ...	7	35	6	30	81	159	61	63	226	160	287	VI.	50
18	Mirzapoor, ...	5	1	19	14	87	126	34	61	94	93	128	XVIII.	161
	Total, ...	240	1,049	1,201	2,044	3,568	8,102	2,775	2,629	1,847	1,620	4,624		
	Total in 1860. ...	71	964	432	1,919	1,747	5,133	1,402	0	0	0	0		
	Increase, ...	169	85	769	125	1,821	2,969	1,373	0	0	0	0		
	Decrease, ...	0	0	0	0	0	0	0	0	0	0	0		

24. This Statement at once develops the great increase of Civil business personally performed by the zillah Judges during the year 1861. The number of original suits decided has increased more than threefold. Appeals from Revenue Authorities under Act X. of 1859 have increased in almost the like proportion: the miscellaneous business disposed of on merits has more than doubled. There is increase, though small, in all other classes: the total number decided in the past year being 8,102, compared with 5,133 in the previous year. The calculated value of last year's work is close upon double the value of that performed in 1860. These results the Court cannot but accept as satisfactory.

25. Descending to the details of the individual zillahs, the largest number of original suits has been decided in Furruckabad by Mr. Spankie, whose great industry in that important Judgeship the Court feel bound specially to acknowledge. In the previous year, Furruckabad stood fourteenth on the list; that it now stands first is due to Mr. Spankie's exertions. In Jounpore, the work got through Mr. Lind is very creditable to him. It may, however, be noticed, that a large number of his Civil cases are by Act X. of 1859 appeals, in which class of case it is presumable that a great many will often follow the decision in a single suit, rendering one decision only necessary for all. The number of original suits decided in Benares and Bareilly is large, and generally also the amount of other descriptions of Civil business disposed of is very creditable to the Judges, Messrs. W. Edwards and Vansittart, the former of whom is now an Extra Judge of this Court, and the latter, the Court have learnt, with regret, has been compelled from ill health brought on by over-exertion to avail himself of sick leave. Azimgurh and Allahabad also shew a good number of original suits decided, and a high average of work performed by Messrs. Andrew Ross and W. P. Masson. In Goruckpore the original suits decided are few, and the bulk of the cases disposed of are Moonsiffs' appeals; there is also a very large proportion of miscellaneous work, consisting chiefly of foreclosure applications under Regulation XVII. of 1806, of which there are 411. A like unusually large proportion of processes of foreclosure is observable in zillah Cawnpore, where there are no less than 422. In that district also, the bulk of the work performed by the Judge has consisted of appeals from Moonsiffs in zillah Futtehpore; only three original suits have been decided by the Judge. There appear indeed a very large number of Principal Sudder Ameen's appeals; but in that zillah those cases are rarely of much difficulty or value. In almost all the abovenamed districts the value of the Civil work performed, calculated in days, exceeds the actual number of days given thereto by the Judges, particularly so in the four first placed zillahs. In the remaining ones, the original suits are few, and the calculated value falls short of the number of days occupied in its performance. The Court, however, must admit that the extraordinary pressure of Criminal work shewn to have existed in Meerut and Agra, abundantly accounts for the apparent short-comings in those two zillahs, which, considering the total Civil and Criminal work performed by Messrs. Turnbull and Paterson, stand fifth and sixth respectively in the general classifications.

26. The following return has been prepared to show the result of appeals to the Sudder Dewanny Adawlut, from the decisions of the several Judges. It presents three ratios of percentage as standards of comparison, viz:—

In column 5, the percentage of appeals preferred to cases decided

In column 9, the percentage of cases modified or reversed by Sudder Dewanny Adawlut to total cases decided in appeal.

In column 10, the percentage of cases modified or reversed by Sudder Dewanny Adawlut to total cases decided by the Judge.

The average of the first percentage is 16 per cent. The Judges who have attained the best are Messrs. Wynyard, Hon'ble R. Drummond, and Lind. The least satisfactory results are shewn in the cases of Messrs. E. J. Boldero, Astell, and Paterson.

The second percentage average is 29 per cent. and the best results belong to Messrs. Pearson, Swinton, Spankie, and Batten, and the worst to Messrs. Edmonstone, Andrew Ross, Shakespear, and Astell.

The last percentage averages 5 per cent., the best results being those of Messrs. Wynyard, Pearson, R. Drummond and Swinton; and the least good those of Messrs. Astell, Edmonstone, and Shakespear.

Name of Judge.	Zillah.	Number of original suits and appeals finally decided by the Judge during the 12 months comprising the last quarter of 1860, and the three first quarters of 1861.	Number of appeals from those decisions to Sudder Dewanny Adawlut, regular and special, preferred in the 12 months of 1861.	Percentage of appeals to cases and appeals decided.	Number of cases decided by the Sudder Dewanny Adawlut during the year 1861.	Number affirmed.	Number modified or reversed.	Percentage of modified or reversed to total number decided by the Sudder Dewanny Adawlut.	Percentage of modified or reversed cases to total number of cases and appeals decided by the Judge.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
W. Wynyard, ...	Seharunpoor, ...	76	6	8·	4	3	1	25·	2·	
G. D. Turnbull, ...	Meerut, ...	127	33	18·	15	11	4	26·	5.	
J. S. Dumergue, ...	Allygurh, ...	253	40	15·	54	36	18	33·	4·	
A. Shakespear, ...	Mooradabad, ...	154	27	18·	7	4	3	43·	8·	
H. Vansittart, ...	Bareilly, ...	310	55	18·	44	29	15	34·	4·	
H. P. Fane, Hon'ble R. Drummond,	Shahjehanpoor, ...	56	10	18·	8	8	0	0	0	
		200	29	14·	0	0	0	0	0	
E. C Bayley, W. S. Paterson, A. Ross,	Agra, ...	4	10	0·	0	0	0	0	0	
		85	19	22·	0	0	0	0	0	
		2	0	0·	0	0	0	0	0	
R. Spankie, ...	Furruckabad, ...	319	56	18·	68	54	14	21·	4·	
J. H. Batten, ...	Mynpoorie, ...	56	9	16·	9	7	2	22·	4·	
F. B. Pearson, ...	Cawnpoor, ...	251	35	14·	38	33	5	13·	2·	
G. Edmonstone, ...	Futtehpoor, ...	203	27	13·	33	11	22	66·	9·	
Hon'ble R. Drummond, E. J. Boldero,	Banda, ...	46	4	9·	20	14	6	30·	3·	
		23	8	35·	6	6	0	0	0	
W. P. Masson, W. S. Paterson,	Allahabad, ...	303	42	14·	32	24	8	25·	4·	
		38	9	24·	0	0	0	0	0	
A. Swinton, ...	Goruckpoor, ...	223	35	16·	35	29	6	17·	3·	
A. Ross, ...	Azimgurh, ...	301	52	17·	84	47	37	44·	7·	
H. G. Astell, F. M. Lind,	Jounpoor, ...	220	63	29·	59	34	25	42·	12·	
		295	30	10·	0	0	0	0	0	
H. P. Fane, ...	Mirzapoor, ...	33	1	3·	0	0	0	0	0	
W. Edwards, ...	Benares, ...	391	74	19·	57	37	20	35·	7·	
S. J. Becher, W. J. R. Carnac,	Ghazeepoor, ...	144	23	16·	13	13	0	0	0	
		130	22	17·	0	0	0	0	0	
	Total,	4,288	710	17·		400	186	32.	5.	
	Average,	159		16	21	15	6	29.	5.	

26. The following Table exhibits the same ratios per cent. resulting from the appeals from the decisions of the several Principal Sudder Ameens to the zillah Judges, and to the Sudder Dewanny Adawlut. The ratio in the last column, *i. e.*, that of decisions

No.	Zillah.	Name of Principal Sudder Ameen.	Ratio per cent.			Remarks.
			Appeals to cases decided.	Of decisions modified or reversed.		
				To number of appeals tried.	To number of cases decided.	
1	Benares, ...	Mr. R. H. Smith, ...	17	41	7	
2	Banda, ...	Rai Sookbasee Loll, ...	16	35	6	
3	Seharunpoor, ...	Doobey Jowalapershad ...	20	21	5	
4	Futtehpoor, ...	Mohomed Abdoollah Khan, ...	22	24	5	
5	Shahjehanpoor, ...	Rai Soonder Lall, ...	15	46	7	
6	Agra, ...	Mohomed Buksh, ...	21	13	3	
7	Furruckabad, ...	Kazee Inayut Hossein, ...	25	38	10	
8	Ghazeepoor, ...	Mohomed Abdool Uzeez Khan, ...	19	26	5	
9	Bareilly, ...	Mohomed Kasim Ally Khan, ...	14	43	6	
10	Ghazeepoor, ...	Mohomed Habeeboollah, ...	13	37	5	
11	Allahabad, ...	Shama Churn, ...	22	24	5	
12	Mirzapoor, ...	Khoorsheid Ali Khan, ...	22	22	5	
13	Goruckpoor, ...	Syud Pygumber Buksh, ...	20	23	5	
14	Meerut, ...	Hussun Ruza Khan, ...	11	27	3	
15	Moradabad, ...	Syud Ahmud Khan, ...	14	9	1	
16	Jounpoor, ...	Ussudoollah Khan, ...	34	36	12	
17	Mynpoorie, ...	Mohomed Hossein Khan, ...	20	19	4	
18	Azimgurh, ...	Rai Konjee Sahai, ...	16	32	5	
19	Allygurh, ...	Dabee Dial, ...	30	32	10	
20	Cawnpoor, ...	Momin Ali, ...	32	42	13	
21	Agra, ...	Mr. J. P. Lyons, ...	12	23	3	
22	Furruckabad, ...	Tujjummoo Hossein, ...	22	37	8	
23	Allygurh, ...	Nund Loll, ...	7	14	1	
24	Dehra Doon, ...	Mr. R. Manderson, ...	8	0	0	
		General Average, ...	24	30	7	

modified or reversed, to the number of cases decided by each Principal Sudder Ameen, is most favorable to the following Officers, in the order in which they are placed, viz —

1. Syud Ahmud Khan, ... Moradabad.
2. Mohomed Buksh Khan, ... Agra.
3. Hussun Ruza Khan, ... Meerut.
4. Mohomed Hussun Khan, ... Mynpoorie,

And the least favourable to the following, viz:—

1. Sheikh Momin Ali, ... Cawnpoor.

And the least favorable to the following, viz:—

1.	Sheikh Momin Ali,	... ...	Cawnpoor.
2.	Ussudoollah Khan,	... ...	Jounpoor.
3.	Kazee Inayut Hossein,	... ...	Furruckabad.
4.	Rai Deybee Dial,	... ---	Allygurh.

On the other hand, the Court observe that it is but fair to consider the proportion of work performed by each of these Officers, which is shewn in the following memorandum in which the Principal Sudder Ameens are classified in order of the greater

No.	Zillah.	Name of Principal Sudder Ameen.	Average No. of original cases (and appeals reckoning 3 to 1 original case) decided per mensem.	Remarks.
1	Allahabad, ...	Shama Churn and Mohomed Abdoolla Khan, ...	59	
2	Furruckabad, ...	Inayut Hossein, --- ...	43	
3	Benares, ...	Mr. R. H. Smith, ... ---	41	
4	Agra, ...	Mohomed Buksh Khan, ...	39	
5	Shahjehanpoor, ...	Rae Soonder Lall, ... --	35	
6	Ghazeepoor, ...	Abdool Azeez Khan, ...	33	
7	Futtehpoor, ...	Sookbasee Loll, ...	32	
8	Agra, ...	Mr. Lyons, ...	30	
9	Ghazeepoor, ...	Hobeeboollah Khan, ...	30	
10	Futtehpoor, ...	Mohomed Abdoollah Khan and Doobey Jowala Pershad, ...	28	
11	Goruckpoor, ...	Pygumber Buksh, ...	28	
12	Seharunpoor, ...	Doobey Jowala Pershad and Hussun Ruza Khan, ...	26	
13	Mirzapoor, ...	Khoorsheid Ali Khan, ...	25*	
14	Bareilly, ...	Kasim Ali Khan, ...	23	
15	Jounpoor, ...	Cazee Ussudoollah, ...	18	
16	Allygurh, ...	Nund Loll and Deybee Dial, ...	17	
17	Moradabad, ...	Syud Ahmud Khan, ...	17	
18	Azimgurh, ...	Rai Kanjee Sahae, ...	17	
19	Mynpoorie, ---	Mohomed Hussun Khan, ...	15	
20	Cawnpoor, ...	Momin Ali, ...	12†	
21	Meerut, ...	Hussun Ruza Khan, ...	11‡	
22	Seharunpoor, ...	Mr. R. Manderson, ...	3§	

* Besides Moonsiff's work.
† Besides Sudder Ameens and Moonsiff's works.
‡ Office some time vacant.
§ Besides Moonsiff's work.

or lesser amount of work performed. Kazee Inayut Hossein, ten per cent. of whose cases have been modified or reversed, stands second on this list, while Syud Ahmud Khan's average of work is very low. Mohomed Buksh, Principal Sudder Ameen of Agra, unites a very high average of work with very favorable results in appeal. Hussun Ruza and Mohomed Hussen Khan, whose appeal results are good, shew a low average of work. In the case of Momin Ali Khan, Ussudoollah Khan, and Rai Deybee Dial, a low average amount of work is found united with a high proportion of reversed decisions, results which cannot be regarded as satisfactory

27. The following Memorandum shews the percentages of appealed cases decided by Sudder Ameens and Moonsiffs. So many of these cases are disposed of on confession, and in other ways in respect to which no appeal is to be expected, that all but cases decided on merits and *ex parte* have been excluded from the Memorandum.

Court.	Number of suits decided on merits and *ex parte*.	Number of cases appealed.	Appeals modified and reversed.	Appeals confirmed.	Percentage.		
					Of cases appealed to decided on merits and *ex parte*.	*Of cases reversed and modified.*	
						To number of appeals decided.	To number of cases decided on merits and *ex parte*.
Sudder Ameens,	3,035	626	177	350	21	34.	6.
Moonsiffs, ...	41,312	5,120	1,805	3,609	12	33.	4.

The result is regarded by the Court to be creditable to both classes of Judges. How greatly the subordinate Judiciary establishment needed re-adjustment to the wants of each zillah is evidenced by the marginal* Memorandum, shewing the average monthly number of cases decided during the last year on merits and *ex parte* by each Moonsiff of the several districts. The average monthly number of decisions on merits and *ex parte* to be required in future, was assumed by the Court was, as will be in His Honor's recollection, at 30 only. This cannot, the Court believe, be found to be too high.

* No.	Zillah.	Average No. of cases decided on merits and *ex parte* per mensem, per Moonsiff in 1861.
1	Allygurh, ...	67
2	Furruckabad, ...	67
3	Allahabad, ...	56
4	Ghazeepoor, ...	51
5	Bareilly, ...	50
6	Jounpoor, ...	40
7	Shahjehanpoor, ...	39
8	Moradabad, ...	38
9	Mirzapoor, ...	38
10	Azimgurh, ...	36
11	Agra, ...	35
12	Meerut, ...	30
13	Goruckpoor, ...	28
14	Seharunpoor, ...	27
15	Mynpoorie, ...	26
16	Cawnpoor, ...	22
17	Futtehpoor, ...	17

28. The following statement shews the proportion which has obtained during the past year between suits for real property and for bond debt in the several zillahs:—

1. Division.	2. Zillahs.	3. No. of suits instituted for: Land Rent.	4. Real Property.	5. Debts on Bond.	6. Other suits.	7. Total.	8. Proportion of suits for real property to total suits.	9. Proportion of suits for bond debts to total suits.
Meerut, ...	Seharunpore, ...	38	215	4,912	381	5,546	4.	89.
	Meerut, ...	17	439	4,910	551	5,917	7.	83.
	Allygurh, --- ...	0	220	6,267	858	7,345	3.	85.
Rohilcund, ...	Moradabad, ...	96	616	9,871	1,081	11,664	5.	85.
	Bareilly, ...	126	332	8,360	929	9,747	3.	86.
	Shahjehanpore, ...	76	200	7,893	810	8,979	2.	88.
Agra, ...	Agra, ...	0	272	6,850	632	7,754	4.	88.
	Mynpoorie, ...	0	287	4,217	609	5,113	6.	82.
	Furruckabad, ...	2	422	8,090	1,807	10,321	5.	78.
Allahabad, ...	Cawnpore, ...	24	187	3,566	854	4,631	4.	77.
	Futtehpore, ...	0	329	2,402	978	3,709	9.	65.
	Allahabad, ... ---	1	123	4,763	519	5,406	2.	88.
Benares, ... ---	Goruckpore, --- ...	0	1,344	4,353	1,341	7,248	19.	63.
	Azimgurh, ...	0	647	2,157	842	3,842	17.	61.
	Jounpore, ...	6	152	2,422	1,023	3,338	5.	65.
	Mirzapore, ...	0	101	2,752	931	3,454	3.	70.
	Benares, ...	8	67	2,886	576	34,03	2.	81.
	Ghazeepore, ...	0	205	2,157	1,261	4,352	5.	66.
Kumaon, ...	Kumaon,	0	21	1,886	753	2,662	1.	71.
	Total, ...	394	6,179	91,122	16,736	1,14,431	5.	80.

Suits for bond debt as always largely predominate, exceeding everywhere, except in the province of Benares, seventy per cent. of the total litigation. In the district of Benares itself, the proportion is as high as 81 per cent. The lowest percentage of bond debt suits is found in Azimgurh, where it is 61 per cent. In that zillah also is found one of the two highest proportions of suits involving claims to real property, which are more numerous in Azimgurh and Goruckpore than in many other zillahs ; amounting in the former to 17 per cent., and in the latter to 19 per cent. of the entire litigation. In no other district does the proportion exceed 9 per cent.

29. The results of the Muzkoorie system, introduced by the Court's Circular dated the 4th of February 1860, as regards the number of peons and the receipt and disbursement of tulubana, are shewn in the following memorandum :—

Zillah.	Number of Peons.	Amount of Tulubana realized after payment of ¼ per cent to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Net Surplus.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.
Seharunpoor,	210	13,897 11 10	10,108 2 10	3,879 9 0	0 0 0	3,789 9 0	
Meerut, ...	156	13,636 5 11	8,217 9 9	5,418 12 2	0 0 0	5,418 12 2	
Allygurh, ...	198	14,303 13 0	10,327 8 4	3,976 4 8	0 0 0	3,976 4 8	
Moradabad, .	283	24,312 5 1	14,968 1 10	9,344 3 3	0 0 0	9,344 3 3	
Bareilly, ...	175	16,790 9 5	9,722 12 4	7,067 13 1	0 0 0	7,067 13 1	
Shahjehanpoor,	205	20,548 11 0	1,3348 5 5	7,200 5 7	0 0 0	7,200 5 7	
Agra, ...	222	14,856 6 8	10,671 15 0	4,184 7 8	0 0 0	4,184 7 8	
Furruckabad,	173	17,104 11 4	9,223 3 0	7.881 8 4	0 0 0	7,881 8 4	
Mynpoorie,	140	10,968 13 6	7,271 4 6	3,697 9 0	0 0 0	3,697 9 0	
Cawnpoor, ...	104	7,812 6 5	5,601 0 0	2,211 6 5	0 0 0	2,211 6 5	
Futtehpoor,	115	7,899 0 6	5,627 0 2	2,272 0 4	0 0 0	2,272 0 4	
Allahabad, ...	247	13,297 14 3	8,396 13 3	4,901 1 0	0 0 0	4,901 1 0	
Goruckpoor,	379	28,012 13 6	16,506 1 2	11,506 12 4	0 0 0	11,506 12 4	
Azimgurh, ...	127	8,091 0 9	6,522 5 4	1,568 11 5	0 0 0	1,568 11 5	
Jounpoor, ...	90	5,354 1 6	4,728 9 5	625 8 1	0 0 0	625 8 1	
Mirzapoor,...	141	9,205 2 9	6,959 5 5	2,245 13 4	0 0 0	2,245 13 4	
Benares, ...	68	5,542 10 8	3,163 9 4	2,379 1 4	0 0 0	2,379 1 4	
Ghazeepoor,	174	10,927 12 0	7,856 6 7	3,071 5 5	0 0 0	3,071 5 5	
Kumaon, ...	133	9,353 5 7	6,170 12 0	3,182 9 7	0 0 0	3,182 9 7	
Total,...	3390	2,51,915 11 8	1,65,390 13 8	86,524 14 0	0 0 0	86,524 14 0	
Average, ...	178	13,232 6 6	8,704 12 6	4,553 15 0	0 0 0	4,553 15 0	

It will be seen that the system has been well understood and superintended in all the districts during the past year, and has in each district, with the sole exceptions of Cawnpoor and Jounpoor, where from some cause unexplained the surplus is small, yielded a large surplus, the very important sum of Rs. 88,514 having been credited to Government on account of surplus tulubana collections during the past year, the average receipts [after deducting ¼ Nazir's Meeran] per peon per annum being Rs. 74, which is equivalent to a monthly stipend of Rs. 6. The Court have no hesitation in raising the pay of the Muzkoories from the 1st of April next, from the former rates

of Rs. 4 and 5 to Rs. 5 and 6 per mensem. They would refer His Honor to their recent Circular upon the subject, No. 8, dated the 24th March 1862, and observe that it is of essential importance to the right discharge of the functions of the Courts that the service of summonses and other processes should be faithfully and honestly made. Much, the Court believe, has been done towards this object by the employment of a fixed number of peons receiving regular wages: the Court, however, have reason to think that further improvement is still required, and look to increased pay as one of the measures necessary to the proper correction of existing abuses.

30. The following table shews the value of stamps filed in the subordinate Courts of the Provinces, the Razeenamah refunds, cost of subordinate Courts, and net gain to Government:—

Zillahs.	Aggregate value of Stamps filed.	Amount ordered to be refunded for razeenamah.	Net Total.	Cost of Subordinate Civil Judge's salaries and establishments exclusive of the zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
Seharunpoor, ...	68,610 7 6	14,752 0 0	53,858 7 6	18,269 7 0	35,589 0 6	0 0 0	
Meerut, ...	80,981 3 0	7,675 0 0	73,306 3 0	21,386 12 11	51,919 6 1	0 0 0	
Allygurh, ...	81,707 14 6	5,192 8 0	76,515 6 6	16,952 0 5	59,563 6 1	0 0 0	
Moradabad, ...	1,10,879 3 0	12,161 0 0	98,718 3 0	30,240 0 0	68,478 3 0	0 0 0	
Bareilly, ...	97,765 0 0	8,837 0 0	88,928 0 0	20,049 5 1	68,878 10 11	0 0 0	
Shahjehanpoor, ...	83,847 6 6	8,125 0 0	75,722 6 6	18,054 13 2	57,667 9 4	0 0 0	
Agra, ...	87,150 7 0	8,824 0 0	78,326 7 0	21,642 1 8	56,784 5 4	0 0 0	
Furruckabad, ...	89,323 1 0	9,574 8 0	79,748 9 0	18,161 0 0	61,587 9 0	0 0 0	
Myapoorie, ...	46,997 0 0	2,120 0 0	44,877 0 0	16,200 0 0	28,677 0 0	0 0 0	
Cawnpoor, ...	69,230 5 0	7,040 0 0	62,190 5 0	18,268 9 9	43,921 11 3	0 0 0	
Futtehpoor, ...	43,287 8 6	1,065 8 0	42,222 0 6	19,395 11 6	22,826 5 0	0 0 0	
Allahabad, ...	63,755 14 0	4,252 0 0	59,503 14 0	11,470 0 0	48,033 14 0	0 0 0	
Goruckpoor, ...	1,00,218 8 3	1,707 0 0	98,511 8 3	26,159 15 0	72,351 9 3	0 0 0	
Azimgurh, ...	51,314 0 0	3,123 0 0	48,191 0 0	16,800 0 0	31,391 0 0	0 0 0	
Jounpoor, ...	36,606 3 0	1,289 0 0	35,317 3 0	12,114 11 8	23,202 7 4	0 0 0	
Mirzapoor, ...	53,092 2 0	3,755 0 0	49,337 2 0	10,440 0 0	38,897 2 0	0 0 0	
Benares, ...	63,048 8 6	5,428 0 0	57,620 8 6	12,444 0 0	45,176 8 6	0 0 0	
Ghazeepoor, ...	73,671 7 6	5,691 12 0	67,979 11 6	26,390 6 5	41,589 5 1	0 0 0	
Kumaon, ...	3,035 12 0	743 8 0	2,292 4 0	3,360 0 0	0 0 0	0 0 0	
Total, ...	13,04,521 15 3	1,11,355 12 6	11,93,166 3 3	3,37,798 14 7	8,56,535 0 8	1,067 12 0	
Average, ...	68,659 0 9	5,860 13 3	62,798 3 6	17,778 14 2	45,080 4 2	56 3 1	

The Razeenamah refunds amount to Rs. 1,11,355, or about 9 per cent. The majority of the Court [Mr. Lean excepted] are glad to observe that the draft of the new stamp Act provides for the refund of one-half only of the value of the institution stamp. They would, however, have preferred, for the reasons assigned by the minority of the Court in their last year's report, that the refund had been wholly abolished. The largest amount of stamps filed is found in zillah Moradabad; but as there the amount of Razeenamah refunds is also very large, the highest net gain to Government is shewn in zillah Allahabad, viz., Rs. 72,351. The value of stamps filed in the Small Cause Courts is included in this table, which shews a total net gain to Government of Rs. 8,56,535, compared with Rs. 1,76,023 in 1860, a financial fact which sufficiently evidences the vast increase of litigation.

31. During the past twelve months, the Court have paid a good deal of attention to the subject of costs, and the proportion which they bear in different districts per cent. to the value litigated, and also to the number of suits. A classified form of return has been adopted with some modification from one submitted by Mr. Carnac, Officiating Judge of Ghazeepoor, and is subjoined.

***STATEMENT** shewing the total value and costs of all Suits (Original and Appeal) dispcsed of in the Courts of the Judges, Principal Sudder Ameens, Sudder Ameens, and Moonsiffs, North Western Provinces, during the Year* 1861.

ZILLAHS.	Total number of Suits disposed of (Original and Appeal.)	Total value of Suits omitting fractions of Rupee.	COST.											Average value of each Suit.	Percentage of costs to value.	Average cost Suit.	Percentage of Column 8 to Column 14.	Percentage of all other costs to Column 14.	REMARKS.
			Value of Stamps required.				Pleader's fees.	Tulubana.	Diet of Witnesses.	Costs in adducing proof.	Ameen's fees.	Miscellaneous.	Total.						
			For Plaint and Appeal Memo.	For all other papers and exhibits filed.	For appointment of Pleaders.	Total Stamp charges.													
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.	16.	17.	18.	19.	20.
Seharunpoor, ...	5,507	12,56,886	65,750	7,708	3,388	76,839	36,857	8,974	2,347	151	292	475	1,25,935	228	10	23	29	66	
Meerut, ...	5,983	11,68,142	59,554	7,904	4,516	71,974	74,595	12,297	2,655	96	496	2,312	1,64,425	195	14	27	45	54	
Allygurh, ...	6,814	12,89,327	64,118	4,635	4,487	73,240	94,940	12,332	4,185	82	385	159	1,85,323	189	13	27	51	48	
Moradabad, ...	11,358	17,06,912	76,571	10,349	7,664	94,584	1,12,621	22,517	6,744	665	821	2	2,37,954	150	14	21	47	53	
Bareilly, ...	9,101	12,46,303	60,357	4,229	6,146	70,752	78,989	15,326	3,757	0	62	243	1,69,129	137	14	19	46	54	
Shahjehanpoor, ...	8,892	12,02,601	62,861	5,591	6,242	74,694	75,744	19,595	4,227	1,255	49	87	1,75,651	135	15	19	43	57	
Agra, ...	7,749	18,28,875	71,164	11,493	5,049	87,706	1,10,753	13,620	3,488	63	375	655	2,16,660	236	12	28	51	49	
Furruckabad, ...	10,122	15,28,947	69,879	7,199	6,260	83,338	97,628	15,021	3,547	75	441	572	2,00,622	151	13	20	49	51	
Mynpoorie, ...	4,645	6,09,890	13,911	3,165	2,732	39,808	42,541	9,121	3,156	0	302	19	94,950	131	16	20	45	55	
Cawupoor, ...	4,400	11,74,282	46,067	2,942	2,616	51,625	72,828	6,992	2,306	3,249	641	0	1,37,641	266	11	31	33	47	
Futtehpoor, ...	3,237	5,31,582	29,924	4,601	2,396	36,921	31,885	7,239	3,441	910	115	732	81,246	164	15	25	39	61	
Allahabad, ...	4,944	14,87,204	53,379	3,851	2,665	59,895	74,573	6,648	1,468	2,688	270	2,568	1,73,972	300	11	35	49	50	
Goruckpoor, ...	7,410	15,78,056	71,092	8,694	6,206	85,992	1,03,694	24,837	10,211	4,936	1,115	379	2,31,164	212	14	31	44	55	
Azimgurh, ...	3,709	6,43,159	31,870	2,750	3,193	37,813	49,046	5,868	2,895	241	168	2,415	98,446	173	15	27	50	50	
Jounpoor, ...	2,679	5,96,633	23,966	3,007	2,667	29,640	47,351	5,841	1,378	0	389	2,980	87,579	222	14	32	54	45	
Mirzapoor, ...	3,120	12,66,116	39,576	4,575	1,996	46,147	59,767	5,785	1,515	894	867	157	1,15,132	405	9	36	51	48	
Benares, ...	3,322	19,51,875	47,858	2,946	2,883	53,687	71,360	3,981	1,636	38	486	83	1,31,271	587	6	39	54	45	
Ghazeepoor, ...	5,821	23,34,781	76,070	4,740	5,360	86,170	1,91,351	10,583	4,406	1,079	507	7,668	3,01,764	401	13	52	63	37	
Kumaon, ...	2,860	1,33,302	8,906	1,767	11	10,684	345	3,676	0	632	0	8	15,351	46	11	5	2	97	
Total, ...	1,11,673	2,35,34,873	9,72,873	1,02,146	76,470	11,71,509	14,26,868	2,10,253	68,060	17,054	7,781	21,514	29,14,215	191	16	32	48	52	

This classification shews that the two items of Stamp charges and Pleaders' fees make up 88 per cent. of the entire costs, and as both of these are fixed by law, there remains but the small proportion of 12 per cent. which is liable to variation according to the various practice of the Courts. The attention of the Judge has lately been attracted to what appears to be the fact that, in the large proportion of cases, the Pleaders do not receive the amount of fees provided by law; a large portion of which appears to be generally appropriated by the winning party. Whether it be desirable, therefore, uniformly to decree the full amount of fees as now required by law, and if so, under what modification of existing practice, are questions which are now engaging the attention of the Court.

32. *Small Cause Courts.*—During the past year, three of these Courts were established under Act XLII. of 1860, in these Provinces, viz., at Benares, Allahabad, and Agra, presided over, the first by Baboo Shamachurn, one of the Native Principal Sudder Ameens of most estimation in the Provinces; the second, by Mr. J. C. Robertson, of the Covenanted Civil Service; and the 3rd, by Mr. W. Berkeley, an East Indian gentleman of the Uncovenanted Service, who had formerly discharged with great efficiency the duties of Principal Sudder Ameen. These Courts were opened on the 15th July last, and have accordingly been at work for five and a half months of the past year. The following statement details the work proper to the Small Cause Courts performed by each during this period:—

Small Cause Court of	Description of Suit.	Instituted from the 5th July to the 31st Dec. 1861.	Disposed of from 15th July to the end of the year 1861.							Pending at the close of December 1861.	Remarks.
			Ex parte.	On Confession.	By Arbitration.	By decision on merits.	Dismissed on default.	Adjusted or withdrawn.	Total.		
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12
Benares, ...	I. For money due on Bond or Contract,	1,395	215	276	3	229	12	59	794	601	
	II. For Rent, ...	42	4	4	0	17	0	2	27	15	
	III. For personal property or its value,	301	57	43	3	96	3	36	238	63	
	IV. Damages, ...	16	2	5	0	5	0	3	15	1	
	Total, ...	1,754	278	328	6	347	15	100	1,074	680	
Allahabad,	I. For money due on Bond or Contract,	871	204	135	4	269	30	58	700	171	
	II. For Rent, ...	74	18	8	0	35	5	3	69	5	
	III. For personal property or its value,	439	135	48	6	174	22	42	427	13	
	IV. Damages, ...	18	1	0	0	13	1	1	16	2	
	Total, ...	1,402	358	191	10	491	58	104	1,212	190	
Agra, ...	I. For money due on Bond or Contract,	677	85	181	4	152	14	60	496	181	
	II. For Rent, ...	65	3	16	1	21	2	9	52	13	
	III. For personal property or its value,	60	4	21	0	24	0	8	57	3	
	IV. Damages, ...	2	0	0	0	1	0	0	1	1	
	Total, ...	804	92	218	5	198	16	77	606	198	
	Grand Total, ...	3,960	728	737	21	1,036	89	281	2,892	1,068	

The largest number of suits has been instituted at Benares; the next largest number at Allahabad; and a much smaller number at Agra. Of cases decided on merits and *ex parte*, Allahabad shews the largest number, followed by Benares and Agra in much smaller numbers, as shewn in the margin. The Allahabad Court shews also the best proportion of cases decided on merits, viz., 40 per cent. The Court are disposed to regard with jealousy the high proportion of cases decided *ex parte*, which on an average of the three Courts is 25 per cent., or one quarter of the whole cases disposed of being,—for

Court.	Number of cases decided on merits and ex parte during the 5 months of 1861.	Average monthly number of decisions on merits and ex parte.	Percentage of decisions on merits to total cases disposed of.
Allahabad, ...	849	154	40
Benares, ...	625	114	32
Agra, ...	290	53	33

Allahabad, as high as ... ... 29 per cent.
Benares, ditto ... ... 26 „
and
Agra, ditto ... ... 15 „

considering the average of *ex parte* decisions in all the other Civil Courts is, as shown in para. 8 of this report, only 15 per cent., the *ex parte* proportion in Courts of such summary enquiry is certainly too high in Benares and Allahabad, and the attention of the Judges of those Courts will be called thereto.

33. Besides disposing of the above number of cases instituted under the Small Cause Court Act, a large share of the cases pending on the files of the Moonsiffs, whose Courts were superseded, was transferred to the Small Cause Court Judges, and disposed of by them in the exercise of the powers of Principal Sudder Ameen, with which they were invested by Government. Altogether 1,566 have been so decided, the detail of which is noted in the margin. The amount of work got through by the new Courts is altogether therefore very great. Reverting to the Small Cause Court business "proper," the following memo. shews the number of decrees executed in whole or part.

Benares,	...	502 Cases.
Allahabad,	...	930 „
Agra,	...	134 „
Total,	...	1,566

Court.	Total No. of decrees passed in favor of Plaintiffs from the 15th July to 31st December 1861.	No. of decrees executed.		Number of decrees unexecuted.
		Wholly executed.	Partially executed.	
Benares, ...	914	133	37	744
Allahabad, ...	950	506	33	532
Agra, ...	453	46	26	381
Total, ...	2,317	8,685	96	1,657

The proportion of wholly-executed decrees to total decrees in favor of plaintiffs is 30 per cent.

34. The cost of the Courts has, in the case of the Benares and Allahabad Courts, been more than covered by the value of stamps sold in them, leaving a net profit to Government of Rs. 8,020-4-3. The cost of the Agra Court has exceeded the value of the stamps sold in it by Rs. 1,242-8. The following are the details :—

Court.	Value of Stamps filed.	Deduct refunds on account of Razeenamahs.	Net value sold.	Cost of Small Cause Court, including Establishment.	Net.	
					Profit.	Loss.
Benares, ...	10,439	52	10,387	5,674	4,713	0
Allahabad, ...	10,577	395	10,182	6,875	3,307	0
Agra, ...	4,897	423	4,474	5,717	0	1,242
Total,	25,914	870	25,044	18,266	8,020	1,242

35. The Court are not prepared ,after the short experience which has been made of the working of these Courts, to express any decided opinion respecting them. So far as a judgment can at all be formed, they are disposed to regard them to be more peculiarly suited to stations in which European and East Indian Residents are numerous ; and therefore, more particularly to Allahabad. The Court have permitted the Judge of each Court to apply the total sum of Rs. 250 allowed for ministerial establishment in such manner as he thought best; Clerks of Court have been accordingly appointed both at Benares and Allahabad : but no such office has been wanted at Agra.

Cases instituted in Small Cause Courts.

Month.	Benares.	Allahabad.	Agra.	Total.
July, ...	52	54	48	154
August, ...	118	222	93	433
September, ...	145	241	80	466
October, ...	98	171	54	323
November, ...	193	322	164	679
December, ...	1,148	392	365	1,905
Total, ...	1,754	1,402	804	

Judging by the increasing number of causes instituted month after month as shewn in the marginal memo., it might be predicated that the Courts were eminently popular. Such inference, however, must be qualified by the known action of the limitation law during the past year, under the influence of which civil litigation generally in these Provinces exceeded that of the preceding year by 95 per cent., and the results of the first six months of the current year will have to be compared before any just conclusions can be drawn. Two of the Judges, Messrs. Robertson and Berkeley,'have already complained of slack work, and applied for extension of jurisdiction, which has been recommended to Government in the case of Agra ; and as regards Allahabad, awaits the concurrence of the Judge of that zillah. It is difficult, I am to observe, to offer any decided opinion upon the goodness or otherwise of the decisions, or the satisfaction or dissatisfaction with which the action of each Court is viewed generally by the people; because as no decisions of these Courts passes under the review of appeal, no actual data are available on which to base an opinion. On the one hand, the Court believe, that the several Judges who have presided in these Courts are deserving of much commendation for their zealous and successful discharge of their duty. On the other hand, it must be confessed that, judging from the opinions still ordinarily expressed by natives, the action of these Courts has not overcome their preference or prejudice in favor of Courts whose decisions are subject to appeal. To enable the Judges to form some opinion upon the mode of deciding the most doubtful description of suits, those for money which are wholly unsupported by any documentary evidence whatsoever, the Court have called for the files of such cases, which will be subjected to some examination.

36. Several reformatory measures of importance have been carried out in the year under review, under orders of the Court, which I am briefly to review.

I. The ministerial establishments of the subordinate Courts have been reviewed and fixed with the sanction of Government, [Vide Circular Order No. 12, dated the 22nd June 1861.]

II. The form of Civil Administration Report has been reviewed, simplified, and improved, [Vide Circular Order No. 17, dated 11th July 1861.]

III. The Registers of Moonsiffs' Courts have been reviewed, simplified, improved in form, and reduced in number, [Vide Circular Order No. 22, dated 23rd August 1861.]

IV. The entire Judiciary establishment of these Provinces has been reviewed, and extensive modifications, based on the ascertained Civil business of each zillah, have been proposed and sanctioned in Government Orders No. 2202 A., dated the 9th of December last. The carrying out of the new Judiciary system belongs to the new year.

37. It remains only to notice the state of the files of the Sudder Court, which are shewn in the marginal memorandum. It will be observed, as regards regular appeals admitted in the past year, that they exceeded those admitted in 1860 in the proportion of 76 per cent. The number disposed of exceeded that decided in 1860 by 17, still leaving the file pending on the 1st January last, heavier by 21 cases than it had been on the 1st January 1861. In special appeals, the cases admitted have increased about 20 per cent., while the decisions have exceeded those of 1860 in the ratio of 108 per cent., thereby reducing the file of cases pending on the 1st of January 1862, by 185 cases below the number contained by them on the 1st January 1861. At the same rate of work, the arrears of Regular appeals would occupy 14 months, and the special appeals 9 months to clear. The Court have so lately, in their letter No. 1931, dated 9th October last, submitted a special Report to the Government upon the state of their files, and the assistance by extra Judges necessary to clear the arrears, that it will be sufficient to refer His Honor to that communication.

Appeals.	Pending on 1st January.		Admitted in		Disposed of in		Pending on 1st January.	
	1860.	1861.	1860.	1861.	1860.	1861.	1861.	1862.
Regular, ...	150	127	82	143	105	122	127	142
Increase, ...	0	0	0	61	0	17	0	21
Decrease, ...	0	23	0	0	0	0	0	0
Special, ...	724	947	732	876	509	1,061	947	762
Increase, ...	0	223	0	144	0	552	0	0
Decrease, ...	0	0	0	0	0	0	0	185
Total Increase, ...	0	200	0	205	0	569	0	0
Total Decrease, ...	0	0	0	0	0	0	0	164

38. The marginal note shews the manner in which these appeals have been disposed of. The percentage of Regular Appeals, modified or reversed which was for 1860, 40 per cent., stands for the past

Appeals.	Dismissed on Default.		Adjusted or withdrawn.		Confirmed.		Amended.		Reversed.		Remanded.	
	1860.	1861.	1860.	1861.	1860.	1861.	1860.	1861.	1860.	1861.	1860.	1861.
Regular,	7	2	6	4	50	71	12	15	23	19	7	11
Special,	36	55	2	8	365	733	18	34	98	98	70	133

year at 37 per cent., while in special appeals, a greater improvement is observable, the proportion of cases in which the orders of the Lower Courts have been reversed or modified, having fallen from 36 per cent. in 1860 to 25 per cent. in the past year.

39. The Court think that, on a review of the whole results of the Civil Administration detailed in this report, much commendable and zealous exertion, as well as general improvement, must be acknowledged; and in this opinion they hope that His Honor the Lieutenant Governor will concur.

I have, &c.

J. SIMSON,

Register.

No. 851 OF 1862.

RESOLUTION of the Court of Sudder Dewanny Adawlut, North Western Provinces, Dated Agra, the 11th March 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and Alex. Ross, Esqs.

Offg. Extra Judges,—W. Wynyard and W. Edwards, Esqs.

READ a letter No. 5, dated 15th January 1862, from S. J. Beeher, Esq., Judge of Seharunpore, submitting his Report on the Administration of Civil Justice in that District, during the year 1861, accompanied by the prescribed statements.

1.—Regular Files.

COURT.	Instituted.		Disposed of.				Pending on 1st January 1862.			
			1860.		1861.		Above one year.		Total pending.	
	1860.	1861.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge's Court, ---	287	348	261	275	111	139	6	1	94	224
P. S. Ameen's Court,	293	587	214	291	431	635	0	0	47	91
S. Ameen's ditto,---	29	46	19	28	23	39	0	0	4	10
Moonsiff's ditto, ---	3,249	4,913	2,192	3,393	3,109	4,700	0	0	314	534
Total, ---	3,858	5,894	2,686	3,987	3,674	5,513	6	1	459	859
Increase, ---	0	2,036	0	0	988	1,526	0	0	0	400
Decrease, ---	0	0	0	0	0	0	0	5	0	0

The Court notice here, as elsewhere, the large increase in the amount of Civil business in this district, during the year under review, caused by the operation of the new Limitation Law Act XIV. of 1859. This extra work has been met generally by corresponding exertion in most of the Courts. There was, however, a great falling off in the work got through by the Judge, which is not satisfactory, and which is not sufficiently accounted for by the office of Judge being vacant

for three months; inasmuch as his work has fallen off by 57 per cent. while the time lost by the office being vacant, is no more than 25 per cent. The arrears of the Judge's Court are heavier than the Court had reason to hope for, and better results are looked for in the current year. In the other Courts, the arrears are nowise excessive, and call for no particular notice.

2. The following Memo. exhibits the number and proportion per cent. of cases decided upon their merits, as compared with the number of cases disposed of in other ways:—

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11
		Total number of cases disposed of during the year.								
Court.	Name of Presiding Officer.	Ex-parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the total No. decided.	
Judge,	Mr. W. Wynyard, Mr. S. J. Becher,	0	0	0	20	8	111	139	79·	
Principal Sudder Ameen of Seharunpore,	Doobé Jowala Pershaud, Hussun Ruza,	71	78	27	8	190	244	618	39·	
Ditto of Dehra Dhoon,	Mr. R. Manderson,	2	1	1	0	6	7	17	41·	
Sudder Ameen of do.,	Ditto,	8	2	1	0	16	12	39	31·	
Moonsiff of ditto,	Ditto,	92	25	11	20	195	72	415	17·	
Ditto of Seharunpore,	Kasim Ali,	175	238	0	35	443	244	1,135	21·	
Ditto of Roorkee,	Wajid Ali,	38	48	0	3	114	158	361	43·	
Ditto of Deobund,	Mobaruckoolla Kishoree Lall,	126	171	79	31	178	123	708	17·	
Ditto of Shamlee,	Sabit Ali, Gopal Sahai,	68	523	150	41	222	80	1,084	7·	
Ditto of Moozuffernuggur,	Sooltan Hossein.									
	Total,	683	1,412	403	213	1,626	1,177	5,513	21·	

The average percentage of cases decided on their merits by the Moonsiffs, is 26 per cent, which is not particularly good. The average of the Moonsiffs in the Provinces is 37 per cent., and in the district in which the best percentage was attained, it is 72 per cent. The percentage attained by Gopal Sahai, Moonsiff of Shamlee, and Kishoree Lall, Moonsiff of Deobund, is the least satisfactory, and it will be noticed to these officers through the Judges of the districts to which they have been transferred.

3.—Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			1860.		1861.		Above one year.		Total pending on 1st January.	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, ---	75	84	64	73	67	77	0	0	4	11
Principal Sudder Ameen, ---	724	1,020	460	691	257	959	0	0	237	299
Sudder Ameen, ---	28	35	12	17	9	31	0	0	15	20
Moonsiffs, ---	5,644	9,639	3,978	6,580	3,406	9,710	0	0	930	1,372
Total, ---	6,471	10,778	4,514	7,361	3,739	10777	0	0	1,186	1,702
Increase, ---	0	4,307	0	0	0	3,416	0	0	0	516
Decrease, ---	0	0	0	0	775	0	0	0	0	0

The result shewn by the above return, has evidently been so much affected by disturbing causes, that it is impossible to draw any conclusion from it that could safely be compared with the returns of former years.

4.—Execution of Decrees.

Year.	*Number of application for execution of decrees.*				Percentage of Column 2 to Column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1860, ---	1,313	1,190	2,619	5,122	25·
1861, ---	1,303	1,177	5,968	8,448	15·

Out of 8,448 applications for execution of decrees, 1,303 only were completely executed in the year under review, as compared with 25 per cent. in the previous year. This large decrease is attributed by Mr. Becher to the operation of Acts XIV. of 1859 and XI. of 1861. The Court remark that Scharunpore shews worst, in respect to proportion of decrees completely executed; of all the districts in the North Western Provinces, in which the average percentage is 29 per cent., and as high averages have been attained in Jounpore, Cawnpore and Futtehpore as 50, 49, and 44 per cent., respectively.

5.—Appeals under Act. X. of 1859.

Name and Designation of Revenue Officers.	Appeals pending at close of past year.	Instituted during the year.	Total.	Disposed of during the year.				Pending at the close of the year.	Percentage of cases reversed, or modified to total cases disposed of.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.		
Mr. A. C. Barnard, Deputy Collector of Seharunpore, ---	0	1	1	0	0	0	0	1	0
Mr. Joseph Morgan, Deputy Collector of Seharunpore, ---	6	11	17	6	2	0	8	9	25·
Mr. F. F. Hogg, Assistant to the Collector of Seharunpore, ---	0	4	4	0	1	0	1	3	100·
Mr. J. Lane, Deputy Collectorof Moozuffernuggur, ---	0	3	3	1	0	0	1	2	0
Mr. W. Dutboit, Assistant to the Collector of Moozuffernuggur,	0	1	1	1	0	0	1	0	0
Koower Doorga Pershaud, Deputy Collector of Moozuffernuggur, ---	0	1	1	0	0	0	0	1	0
Total, ---	6	21	27	8	3	0	11	16	0

The Judge observes, that very few of these suits have been as yet heard by him in appeal, and that only 21 appeals from 1,134 decisions of the Revenue Officers of both Seharunpore and Moozuffernuggur had been preferred, while 1,160 cases had been instituted during the year in both districts. In Dehra Dhoon, Act X. of 1859 is not in force. The Judge adds that, as far as he has been able to judge, the cases have been decided with care and attention; and that he has found "the jummabundee and other village papers to be correct, and reliable as proofs in the case." It is satisfactory to find that less than 2 per cent. of the cases decided by the Revenue Authorities have been appealed. The appeal cases disposed of are too few to admit of any conclusion being drawn from their disposal.

6.—Operation of Section 24, Act VIII. of 1859.

Names of Court and Designation of Officer.	Number of cases in which criminal commitments were made.	Number of Persons committed.	Number of Persons convicted.	Number of Persons acquitted.	Remarks.
Judge's Court, --- --- --- ---	0	0	0	0	
Principal Sudder Ameen of Seharunpore, ---	0	0	0	0	
Ditto ditto of Dehra Dhoon, ---	0	0	0	0	
Sudder Ameen, --- --- ---	0	0	0	0	
Moonsiff of Seharunpore, --- ---	1	2	0	2	
Ditto of Roorkee, --- --- ---	0	0	0	0	
Ditto of Deobund, --- --- ---	1	1	0	0	
Ditto of Shamlee, --- --- ---	1	10	0	10	
Ditto of Moozuffernuggur, --- ---	0	0	0	0	
Total, ---	3	13	0	12	

Mr. Becher writes: "Two cases only of this nature have occurred within the year. In two out of the three, I was obliged to release the accused, as I did not consider that the crime of wilful false verification, charged against them, was proved; and the third case is still under trial, having been remanded to the Moonsiff of Deobund for further enquiry. I see no reason to doubt the judicious exercise of the powers vested in my subordinates, and they have been furnished with a translation of the Court's Circular letter No. 9, dated 26th June 1861, for their guidance." The Court regret to note the want of success in the action which has been taken by the Civil Courts under Section 24. They desire to know whether any prosecutions for forgery, or for perjury in Civil cases have been initiated in any of the Seharunpore Courts, and with what success? The Court likewise commend to the Judge's attention, the maintenance of unceasing vigilance, in order to purify the Courts of his zillah from these stains from which they are not believed to be free.

7.—Average duration of suits.

Name and Designation of Officer.	1860.			1861.		
	Years.	Months.	Days.	Years.	Months.	Days.
Judge, Mr. W. Wynyard, --- --- Ditto Officiating, Mr. S. J. Becher, --- ---	0	3	24	0	8	6
Principal Sudder Ameen, Doobè Jowala Pershaud, and Hussun Ruza, --- ---	0	1	14	0	2	14
Ditto of Dehra Doon, Mr. R. Manderson, ---	0	7	1	0	2	23
Sudder Ameen of ditto ditto ditto, ---	0	1	29	0	2	21
Moonsiff of ditto ditto ditto, ---	0	1	29	0	2	3
Ditto of Seharunpore, Kazim Ali, ---	0	1	22	0	2	0
Ditto of Roorkee, Wajid Ali, ---	0	0	24	0	0	20
Ditto of Deobund, Kishoree Lall and Mobaruck-oollah, --- ---	0	1	28	0	1	4
Moonsiff of Shamlee, Gopal Sahai and Sabit Ali,	0	1	18	0	3	2
Ditto of Moozuffernuggur, Sooltan Hossein, ---	0	0	0	0	0	0

The increase in the duration of the suits in the Court of the Judge is not sufficiently accounted for by the three months' absence of the Judge. The Court fear that the expedition of Civil work is not maintained at the same standard as that which obtained during the incumbency of Mr. Spankie.

The average of the Moonsiff of Shamlee is unduly high, as are those of the Courts of the Principal Sudder Ameen, Sudder Ameen and the Superintendent of Dehra Dhoon, though it is satisfactory to note the great improvement which has been effected in the Court of the last mentioned official during the past year.

8.—Personal attendance of Parties to suits.

Designation of Court and Name of Presiding Officer.	Cases in which the parties, or one of them, were before the Court in person voluntarily, or by summons.				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which plaintiff was personally before the Court.	In which defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Judge, Mr. W. Wynyard, ---	1	1	2	4	6	10	40·
Ditto Officiating, Mr. S. J. Becher,							
Principal Sudder Ameen of Seharunpore, Doobé Jowala Pershaud,	66	72	221	359	29	388	93·
Ditto Hussun Ruza, ---	28	23	118	169	18	187	90·
Ditto of Dehra Dhoon, Mr. R. Manderson, ---	0	0	10	10	7	17	59·
Sudder Ameen of ditto ditto ditto,	7	0	18	25	14	39	64·
Moonsiff of ditto ditto ditto,	86	4	105	195	220	415	47·
Ditto of Scharunpore, Kazim Ali,	265	232	571	1,068	67	1,135	94·
Ditto of Roorkee, Wajid Ali, ---	53	24	190	267	94	361	74·
Ditto of Deobund, Kumr-ood-deen,	73	0	67	140	413	453	31·
Ditto of ditto, Kishoree Lall,	52	1	53	106	149	255	41·
Ditto of Shamlee, Sabit Ali, ---	24	13	369	406	8	414	98·
Ditto of ditto, Gopal Sahai, ---	68	52	493	613	57	670	91·
Ditto of Moozuffernuggur, Sooltan Hossein, ---	116	30	798	944	53	997	94·
Total, ---	839	452	3,015	4,306	1,035	5,341	81.

The Judge observes that, in all important cases, one or both the parties have appeared at the trials of their suits; and in those in which they were not summoned, he infers that the cases were trivial, or decided by razeenamah, or *ex parte*. The Court remark that Mr. Becher might properly have enquired into the cause of the low average of personal attendance obtaining in the Moonsiffee of Deobund.

g.—Operation of Section 243, Act VIII. of 1859.

Court.	Total number of decrees executed during the year.	Number of decrees executed, or in process of execution under Section 243, Act VIII. of 1859.					Number of decrees executed by sale, or unexecuted under Section 248	Number of decrees executed in other manner.	Remarks.
		By appointment of a manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of the property.	Total.			
Judge, --- --- ---	2	0	0	0	0	0	5	10	
Principal Sudder Ameen of Seharunpore,--- --- ---	1,033	0	0	0	0	0	60	129	
Ditto of Dehra Dhoon, ---	21	0	0	0	0	0	1	4	
Sudder Ameen of ditto ditto,---	43	0	0	0	0	0	1	9	
Moonsiff of Seharunpore, ---	1,294	0	1	1	1	3	141	423	
Ditto of Roorkee, ---	919	0	0	0	0	0	83	666	
Ditto of Deobund, ---	1,271	0	0	0	0	0	153	1,113	
Ditto of Shamlee, ---	1,789	0	0	0	0	0	24	147	
Ditto of Moozuffernuggur,---	1,647	0	0	0	0	0	321	326	
Ditto of Dehra Dhoon, ---	328	0	0	0	0	0	0	65	
Total, ---	8,347	0	1	1	1	3	792	2,892	

n this return, Mr. Becher remarks:—"Many applications, I am given to understand, of this nature are now made to the Revenue Authorities, but, as yet, three only have been brought to my notice under this Section, since the publication of the Government Circular Order No. 708 A., of the 4th July 1861. In one of these, the creditor, of his own free will, withdrew his application for the sale of the land, and stated that he would realize his claim from the sale of the property. In the other two cases, orders have not been passed, as they are still under reference to the Collector for further information.

The Judge would not seem to have fully apprehended the object of this return, which relates to peculiar mitigatory action by the Civil Courts themselves, *without any intervention by, or reference from the Revenue Authorities*, whereby satisfaction of a decree is obtained, without resort to sale. He is requested again to refer to the Section, and explain what is meant by the remark above italicised. The Court apprehend that the Lower Courts of zillah Seharunpore may be under some misapprehension as to the purport and object of the Section, on which further explanation is desired from the Judge.

10.—Operations of Sections 244 to 248, Act VIII. of 1859.

Zillah.	Civil Court.	Number of mouzahs and shares of mouzahs alienated in execution of decrees of Civil Court.								Remarks.
		Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.						
				Hereditary.		Other.		Total.		
		Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	
Seharunpore,	Judge,	0	0	0	1	0	0	0	1	
	P. S. Ameen,	0	7	5	66	5	10	5	83	
Dehra Dhoon,	Sudder Ameen,	0	0	0	25	0	0	0	25	
Seharunpore,	Moonsiff,	0	0	0	83	0	2	0	85	
Roorkee,	Ditto,	0	0	0	25	0	1	0	56	
Deobund,	Ditto,	0	5	0	52	0	1	0	58	
Shamlee,	Ditto,	0	0	0	34	0	0	0	34	
Moozuffernuggur,	Ditto,	0	1	0	83	0	0	0	84	
Dehra Dhoon,	Ditto,	0	0	0	0	0	0	0	0	
	Total,	0	13	5	369	5	14	5	426	

Mr. Becher states, that the above return was completely misunderstood by the subordinate Courts, and that he found they had included all sales, by auction, for awards on execution of decrees through the Revenue Authorities; whereas, in but very few instances, had measures been resorted to, between debtor and creditor, for the temporary or permanent transfer of their hereditary or other rights in villages, for the liquidation of debt.

The Judge seems to have fallen into some misapprehension, as to the object of the last return. Columns 5 to 10 refer to compulsory sales in execution of decree, under Section 248, Act VIII. of 1859, as contrasted with temporary alienations in Columns 3 and 4 under Section 244. The Court apprehend that the Judge's return here given is altogether erroneous, and have requested by a separate letter that a correct return may be immediately supplied; the details of each Moonsiff corresponding with the total returns prepared, or obtainable in the Collector's Office.

11. Forty-two debtors were imprisoned in execution of decrees, in the year under review, as compared with 26 in the previous year; the excess being accounted for by the increase in the number of cases instituted during the year.

12. *Doobé Jowala Pershaud* was Principal Sudder Ameen of Seharunpore, from 1st January to 11th July 1861, and Hussun Ruza during the remaining portion of the year. Mr. R. Manderson was likewise Principal Sudder Ameen of Dehra Dhoon throughout the year.

The details of their work were as follows:—

Name of Principal Sudder Ameen.	Average No. of Regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	Number of days work left pending at the close of that year at the average rate of work performed.		Average duration of suits.		Percentage of original cases in which one or both parties personally attended in Court.	Remarks.
	Original suits.	Appeals.			M.	D.	M.	D.		
Doobè Jowala Pershaud, Hussun Ruza,	48	4	27	11	1	22	0	19	96·	The average of appeal cases relates only to 2 months, as 100 cases were transferred to the Principal Sudder Ameen's file in November only.
Mr. R. Manderson, ---	1	0	20	0	2	0	2	21	64·	

The Judge has recorded the following remarks on the qualifications of the subordinate Judges:—"*Rai Doobè Jowala Pershaud* left this District almost immediately after my arrival, but he was known to me as the Sudder Ameen of Azimgurh in 1853-54, when I was Judge of that District, and of his ability and capabilities for hard work there can be no doubt. The proportion of the cases reversed in appeal to those confirmed is 1-3rd on their merits, and 5 other cases were decided by arbitration or razeenamah. The extent of work done by him during the 7 months and 11 days he was at this station, amount to 388 regular cases, no appeals, and 300 miscellaneous included in Statement No. 2. He was held in good repute by Mr. Spankie. During the time Mr. Wynyard held office, and shortly after my arrival, petitions, calling both his honesty and moral character in question, were presented; but although every opportunity was afforded, no one came forward to substantiate them. His good services during the mutiny, for which he was rewarded by Government, may in some measure have made him enemies among the people, but from the nature of his decisions I saw no grounds for questioning his integrity." The Court observe that, as the report of these complaints had on several occasions reached them, and Doobé Jowala Pershaud had been stationed at Seharunpore longer than is usually considered to be desirable, a change from Seharunpore was recommended and sanctioned by Government.

"*Mr. Manderson* has decided only 17 regular cases as Principal Sudder Ameen, and 39 as Sudder Ameen, during the year; two only of which have been appealed but have not yet been decided by me. I cannot therefore pronounce on his qualifications as a judicial officer. He has also disposed of 204 miscellaneous cases, and I have not had occasion to find fault with this work."

"*Hussun Ruza* joined his appointment on the 30th August, and consequently only worked for 4 months of the year under review. I have tried none of the appeals from his decisions as yet. He has disposed of 187 regular suits, and 43

appeals, besides 39·2 miscellaneous cases. The amount of work therefore is as satisfactory as that of his predecessor, but I have yet to test the correctness of his judgment. Complaints are made to me of his neglect to record the evidence of witnesses on the day fixed for their attendance, and on enquiry I found that there were just grounds for such complaints, but I have taken measures to remedy this in future. I was also obliged to remove a case from his to my own file, in consequence of evident partiality in behalf of one of the parties to the suit, and enmity towards the other party. I have warned the Principal Sudder Ameen that a recurrence of such conduct will compel me to bring his conduct directly to the notice of the Court, so I hope for better things from him in future."

The Court regret to notice the grave imputation preferred against the impartiality of the Principal Sudder Ameen, Hussun Ruza, and observe that the charge should be communicated to the Principal Sudder Ameen, (now Sudder Ameen and Moonsiff, 1st Grade) and he should be invited to submit any explanation that he may think fit, which should be forwarded with translation, and any remarks which the Judge may think necessary, to the Court.

13. *Mr. R. Manderson* was Sudder Ameen of Dehra Dhoon throughout the year.

Name of Principal Sudder Ameen.	Average No. of regular cases finally disposed of per mensem.		Percentage cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	Number of days work left pending at the close of the year, at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
					M. D.	M. D.		
Mr. R. Manderson, ...	3	0	0	0	3 10	2 11	64.	

The Court notice the improvement in the duration of cases in Mr. Manderson's Court, and look for still better results during the current year.

14. The following statement shews the general results of the work performed by each Moonsiff throughout the year:—

Moonsiff.	Name of Moonsiff.	Average No. of regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed.	Percentage reversed or modified of appealed cases.	Number of days' work left pending at close of year, at average rate of work performed in past year.		Average duration of suits.		Percentage of cases in which one or both parties personally attended to total number finally disposed of.	Remarks.
					M.	D.	M.	D.		
Of Seharunpore,	Kazim Ali, ---	94	8	11	1	10	1	3	38·	
„ Roorkee,	Wajid Ali, ---	38	7	4	0	5	0	17	75·	
„ Deobund,	Kumr-ood-deen Hosscin, --	59	7	6	1	20	1	0	79·	
„ Ditto,	Lalla KishoreeLall,									
„ Shamlee,	Sabit Ali and Gopal Sahai, ---	90	2	25	0	25	3	2	95·	
Moozuffernuggur,	Sooltan Hussun, ---	83	5	20	1	2	0	24	94·	
Dehra Dhoon,	Mr. R. Manderson, Mr. Daniell, ---	35	2	11	4	0	2	3	47·	

The Judge observes: "By this return the largest number of regular suits decided in each month was by the Moonsiff of Seharunpore (*Kazim Ali*). He is an old and experienced officer, and I have every reason to confirm the good opinion previously recorded of him by my predecessor, and should be glad to learn that by the new rules, regarding Moonsiffs, he has been promoted to a higher grade." The Court are glad to state, that Kazim Ali has been promoted to the 2nd Grade, under the revised system of Judiciary.

"The Moonsiff of Moozuffernuggur (*Sooltan Hussun*) has worked hard, and seems a zealous officer. He has prepared an abstract of the Code of Civil Procedure in manuscript, which shews his zeal and anxiety to make himself acquainted with the revisions of the law." This officer has been retained on the revised Judiciary Establishment.

"The reduction of one Moonsiffee in the district will probably cause the removal of the Moonsiff of Roorkee (*Wajid Ali*), but I trust he will be provided for elsewhere, as I have had no reason to find fault with his work." The Court have been obliged to dispense with the services of Wajid Ali in the recent reductions. "The Moonsiffs of Deobund and Shamlee only joined their appointments in July and August, and I have therefore heard no appeals from the decisions, and cannot offer any remarks as to their qualifications." The Court have retained *Kishoree Lall* and *Gopal Sahae* on their revised Civil Establishment, the latter having been transferred to Etmadpoor, in zillah Agra.

The services of *Kumr-ood-deen Hossein* (formerly transferred to zillah Mooradabad) and of *Sabit Ali*, have been dispensed with.

15. The Judge continues: "Four hundred and fifteen regular suits were decided by Messrs. Manderson and Daniell during the year as Moonsiffs, of which 11 were appealed. Two only have been disposed of, one being confirmed, the other reversed. It would have been more satisfactory if Mr. Manderson had specified how many of these suits were decided by him, and how many by Mr. Daniell, instead of lumping them together, and thus preventing my offering any opinion as to Mr. Daniell's work." The Court require Mr. Manderson now and hereafter to furnish a detail of these suits.

16.—Financial results of Muzkooree and Tullubana Returns.

Name of Court.	Number of Peons.	Amount of tullubana after payment of ¼ to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As P.	Rs. As. P.	
Judge, ...	8	392 1 0	432 0 0	0 0 0	39 15 0	The decrease on the amount of tullubana in the Judge's Court was caused by the absence of a Judge for 3 months, and the number of Peons was only just sufficient for the duties of the Court, and could not be dispensed with. In all the Courts there was a surplus and profit to the State.
Principal Sudder Ameen of Seharunpore, ...	45	3,122 13 9	2,084 12 3	1,038 1 6	0 0 0	
Principal Sudder Ameen of Dehra Dhoon,	14	1,050 5 0	807 11 3	242 9 9	0 0 0	
Sudder Ameen of Dehra Dhoon, ...						
Moonsiff of Dehra Dhoon, ...	27	2,203 4 7	1,369 5 9	833 14 10	0 0 0	
Ditto of Seharunpore, ...	18	1,042 14 0	787 0 6	255 13 6	0 0 0	
Ditto of Roorkee, ...	33	1,571 8 3	1,572 0 0	0 0 0	0 7 9	
Ditto of Deobund, ...	30	1,907 10 0	1,332 4 10	575 5 2	0 0 0	
Ditto of Shamlee, ...	35	2,607 3 3	1,723 0 3	884 3 0	0 0 0	
Ditto of Moozuffernuggur,						
Total, ...	210	13,897 11 10	10,108 2 10	3,829 15 9	40 6 9	

The system appears to have worked well, and to have been well superintended by the Judge, Mr. Becher; there resulting a surplus of Rs. 3,789-9-0 at the close of the year, after deducting costs of Establishments, &c.

17. The net gain to Government by the *sale of stamped paper* during the year under review, excluding the salary of the Zillah Judge and his Establishment, amounted to Rs. 35,589-0-6, a financial result, which is satisfactory.

Court.	Aggregate value of stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judge's salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Principal Sudder Ameen of Seharunpore, ---	17,622 8 0	5,889 0 0	11,733 8 0	7,880 0 0	3,853 8 0	0 0 0	
Principal Sudder Ameen of Dehra Dhoon, ---	1,672 8 0	900 0 0					
Sudder Ameen of Dehra Dhoon, ---	1,562 0 0	432 0 0	4,140 8 0	1,392 0 0	2,748 8 0	0 0 0	
Moonsiff of Dehra Dhoon,	3,135 0 0	897 0 0					
Ditto of Seharunpore, ---	10,724 8 0	2,850 0 0	7,874 8 0	2,280 0 0	5,594 8 0	0 0 0	
Ditto of Roorkee, ---	4,478 9 0	270 0 0	4,208 9 0	1,680 0 0	2,528 9 0	0 0 0	
Ditto of Deobund, ---	7,498 12 0	1,176 0 0	6,022 12 0	1,724 8 0	4,598 4 0	0 0 0	
Ditto of Shamlee, ---	10,493 2 6	1,387 0 0	9,106 2 6	1,632 15 0	7,473 3 6	0 0 0	
Ditto of Moozuffernuggur, ---	11,423 8 0	951 0 0	10,472 8 0	1,680 0 0	8,792 8 0	0 0 0	
Total ---	68,610 7 6	14,752 0 0	53,858 7 6	18,269 7 0	35,589 0 6	0 0 0	

18. The total value of suits, original and appeal, litigated during the year under review amounted to Rs. 12,56,886, and the costs to Rs. 1,25,065; giving an average percentage of costs to value of Rs. 10, and of costs per suit of Rs. 23.

19. Mr. W. Wynyard was Judge from 1st January to 28th April. He disposed of 54 appeals during that period. Mr. S. J. Becher officiated as Judge from 29th July to the close of the year, and decided 10 original suits. and 85 appeals. Both Judges sat 79 days throughout the year for the disposal of Civil business, as compared with 161 days in the previous year.

20. With reference to the remarks of the Judge noted marginally, the Court have called for a return of Moonsiffee Courts in a tabulated form; and now that the future locations of Moonsiffs is no longer subject of doubt, will be prepared to take immediate action thereupon when the returns are received.

"The want of a proper Court-house at Shamlee and Deobund is much felt, and I must urge on the Court to move Government for their speedy construction, Para. 30.

21. The Court observe that the Civil Administration of this zillah has suffered from a material disadvantage in the year, from the change of Judges following so quickly upon Mr. Spankie's removal to Furruckabad, and from the Judgeship having been vacant for 3 months before Mr. Becher joined. Now that, that officer has had time to become well acquainted with his charge the Court confidently look for improvement in the state of the Judge's files. In other respects the administration appears satisfactorily conducted, and the Court thank Mr. Becher for the punctual submission of the returns.

ORDERED, that a copy of this Resolution be forwarded to the Judge of Seharunpore, for his information, and that another copy be submitted to Government.

J. SIMSON,

Register.

No. 784.

RESOLUTION of the Court of Sudder Dewany Adawlut, North Western Provinces. Dated Agra, the 28th March 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and A. Ross, Esqrs.

Offg. Extra Judges,—W. Wynyards, and W. Edwards, Esqrs.

READ a letter No. 2, dated 14th January 1862, from G. D. Turnbull, Esq., Judge of Meerut, submitting his Report on the Administration of Civil Justice in that district during the year 1861, accompanied by the prescribed statements:

1.—Regular Files.

	Instituted.		Deposed of.				Pending on 1st January.			
			1860.		1861.		Above one year.		Total pending.	
	1860.	1861.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, --- --- ---	242	447	44	50	153	165	1	2	94	207
P. Sudder Ameen,	81	192	179	200	274	311	2	1	90	159
Sudder Ameen, ---	175	430	156	178	341	391	0	0	28	65
Moonsiffs, --- ---	2,808	5,297	2,182	2,763	4,698	5,716	0	3	331	511
Total, --- ---	3,306	6,366	2,561	3,191	4,866	5,983	3	6	543	942
Increase, ---	0	3,060	0	0	2,305	2,792	3	0	0	399
Decrease, ---	0	0	0	0	0	0	0	0	0	0

There has been a very large increase in the Civil business of the zillah in the past year, which has nearly doubled the work brought on the Civil file in the previous year; and the amount of work done has increased in almost equal proportion. The results in this respect, as well as in the number of cases shewn on the pending files, is quite satisfactory in regard to the Moonsiffs and Sudder Ameen, but does not quite come up to the Court's standard in the case of the Judge and Principal Sudder Ameen. The Judge's work, calculated by the Court's minimum rates, amounts to 78 days: while he sat on the Civil side 115 days. The Court admit that the short work in the Civil side may be sufficiently accounted for, by the apparently incorrect manner in which the Judge's sittings on the Criminal and Civil side have been entered in the statements, viz., 129 days to the former, and 115 days to the latter. For, on comparing the amount of criminal work got through by the Sessions Judge, it is found to exceed the amount, which by the Court's calculation, would ordinarily be got through in 129 days, as the Civil work falls short. Indeed, the criminal work exceeds the calculated amount of work in a greater proportion, the Criminal work amounting to 234 days' work by calculation. The Court observe that greater care might hereafter be taken properly to record the Judge's sittings, especially, where, as in Meerut, the Judge sat on both sides on the same day. The Court hope that, during the current year, the Judge's file will be thoroughly reduced within bounds; leaving nothing that can be called an arrear. The file of the Principal Sudder Ameen is heavier than it should be; and the Judge's attention is directed to the fact that, the Principal Sudder Ameen's, taken as a whole, have fallen much short of the Court's minimum standard. There has been some reason for this deficiency in the changes of office, and from the fact that Tujumool Hossein was, by a mistake of orders, prevented from taking charge; but the disturbing causes do not sufficiently account for the deficit, and the Court hope for better returns this year. Of the 6 cases pending on the files longer than one year, 5 had been remanded on appeal for re-trial.

2. The number, and proportion per cent. of cases decided upon their merits, as compared with the number of cases disposed of in other ways, were as follows :—

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11
Court.	Name of Presiding Officer.	Total number of cases disposed of during the year.								Remarks.
		Ex-parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on their merits.	Total.	Proportion per cent. of cases decided on their merits to the total number decided.	
Judge, ---	G. D. Turnbull, Esq.,	0	0	1	0	12	152	165	92·	
P. Sudder Ameen,	Momin Ali Khan, 2½ months,	1	13	3	2	3	22	44	50·	
	Hussun Ruza Khan, 4 mos.,	13	27	6	6	15	44	111	40·	
	Tujumool Hossein Khan, 5 months,	3	1	9	0	11	132	156	85·	
S. Ameen,	Mahomed Buksh, 2 mos., Hussun Ali, 9 months,	20	96	15	5	45	210	391	53·	
Moonsiff of Meerut, ---	Mahomed Buksh, 2 mos., Kassim Ali, 9 months,	48	413	16	31	201	482	1,191	41·	
Do. of Hauper,	Mirza Ali, 12 months,	28	144	54	5	95	334	660	51·	
Do. of Sirdhana, ---	Ruchpal Sing, 6 months,	22	392	35	19	108	94	670	14·	
	Gunput Rai, 2 months,	7	38	9	3	43	26	126	21·	
	Ainood-deen, 2 months,	3	8	6	1	13	60	91	66·	
Do. of Boolundshuhur,	Heth Lall, 3 months,	2	49	8	0	18	18	95	19·	
	Mukhun Lall, 9 months,	28	297	63	50	181	98	717	14·	
Do. of Sikundrabad, ---	Meer Badshah, 12 months,	39	136	82	9	103	268	637	40·	
Do. of Anoopshuhur, ---	Beharee Lall, 7 months,	52	237	25	1	49	75	439	17·	
	Nussur-oollah Khan, 4 mos.,	33	186	42	22	66	141	490	29·	
Total of all Courts, ---		299	2,037	374	154	963	2,056	5,983	36·	
Total for Judge's and P. S. Ameen's Courts,		17	41	19	8	41	350	476	74·	
Total for Sudder Ameen's and Moonsiffs' Courts,		282	1,996	355	146	922	1,806	5,507	34·	

The average percentage of decisions on the merits is, in these Provinces, 37 per cent; being as high as 72 per cent. in Jounpore, and as low as 20 per cent. in Allygurh. In Meerut, it is 38 per cent. which is above the average. The Court notice that the percentages of Gunput Roy and Mukhun Lall are less good than those of the others, and the attention of the Judges under whom these Moonsiffs are now serving, will be called to the subject, with a view to the attaining of better results in the present year.

3.—Miscellaneous Files.

Courts.	Instituted.		Decided.				Pending.			
			1860.		1861.		Above 1 year.		Total pending on 1st January.	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January 1861.	On 1st January 1862.	1861.	1862.
Judge, ---	91	166	67	127	150	218	0	0	67	66
Principal Sudder Ameen,	180	270	70	181	110	311	2	0	106	130
Sudder Ameen,	612	679	411	608	445	676	0	0	59	62
Moonsiffs, ---	4,196	5,423	1,667	4,214	2,068	5,174	0	0	420	676
Total, ---	5,079	6,538	2,215	5,130	2,773	6,379	2	0	652	934
Increase, ---	0	1,459	0	0	558	1,249	0	0	0	282
Decrease, ---	0	0	0	0	0	0	0	0	0	0

The increase of miscellaneous work has been less marked than in regular work, and the pending files are rather heavier than could be desired, and should be early reduced.

4. *Execution of Decrees.*—Out of 4,299 applications for execution of decrees, 22 per cent. were completely executed as shewn in the following statement:—

Year.	Number of applications for execution of Decrees.				Percentage of Column 2 to Column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1860, ---	714	823	1,740	3,277	21·
1861, ---	875	878	2,201	3,954	22·

The Court remark that this, doubtless, was an exceptional year; still, in so far as the expected Limitation Law has swelled everywhere, applications for execution, results may be compared. The average percentage of completely executed applications is 29 per cent; the maximum being 50 per cent. Meerut is rather below the average. Probably the disastrous effects of the famine, felt in Meerut so severely, have co-operated to produce this result.

5.—*Appeals under Act X. of 1859.*

Zillah.	Court.	Pending at the close of last year.	Number of cases instituted during the year.	Number of cases disposed of.	Pending at the end of the year.	Appeals pending at the end of last year.	Instituted during the year.	Percentage of cases appealed to cases decided.	Total of Columns 5 and 6.	*Disposed of during the year.*				Pending at close of year.	Percentage of cases, reversed or modified, and total cases disposed of.
										Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.		
		1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	
Meerut.	Mr. B. Sapte, Collector, ---	0	28	28	0	4	6	21	10	5	0	3	8	2	
	Mr. G. E. Watson, Deputy Collector, ---	26	514	482	58	6	20	4	26	12	6	0	18	8	33·
	Mr. A. Lawrence, Assistant Collector, ---	14	676	687	3	2	20	3	22	6	9	0	15	7	60·
	Mr. J. Bickers, Deputy Collector, ---	4	178	182	0	1	14	8	15	2	13	0	15	0	87·
	Wuzeer Ali Khan, Deputy Collector, ---	1	317	318	0	0	9	3	9	2	2	2	6	3	3·
	Hurdyal Singh, Deputy Collector, ---	0	0	0	0	3	0	0	3	3	0	0	3	0	0
	Total, ---	45	1,713	1,697	61	16	69	4	85	30	30	5	65	20	46·
Boolundshuhur.	Mr. G. W. College, Deputy Collector, ---	10	21	28	3	0	1	4	1	0	1	0	1	0	100·
	Mr. R. Currie, Assistant Collector, ---	0	5	5	0	2	0	0	2	1	1	0	2	0	50·
	Mr. F. Elliott, Assistant Collector, ---	13	380	387	6	5	6	2	11	6	1	0	7	4	14·
	Mungul Sein, Deputy Collector, ---	54	42	96	0	4	1	1	5	4	1	0	5	0	20·
	Mohib Ali, Deputy Collector, ---	0	1,051	1,041	10	0	8	1	8	1	2	0	3	5	67·
	Total, ---	77	1,499	1,557	19	11	16	1·	27	12	6	0	18	9	33·
	Grand Total, ---	122	3,212	3,254	80	27	85	3·	112	42	36	5	83	29	43·

On this subject, Mr. Turnbull observes, that in many cases the decisions rested on the same principle of law, and therefore a reversal in one case involved the same result in others, and hence the large proportion of reversals to decisions confirmed; the "actual proportion, however, of appeals, to cases disposed of by the Revenue Authorities is very small, being only 4·06 for Meerut, and 1·02 for Boolundshuhur. The percentage for both districts is 2·61 only." The Court remark that this result is very highly satisfactory to the working of Act X. of 1859, by the Revenue Authorities. A *very* large number of cases have been disposed of by them, *viz.*, 3,254, and the appeals are under 3 per cent.

6.—*Operation of Section 24, Act. VIII. of 1859.*—The following Memo. shews that four cases were brought forward, in which parties were prosecuted under this Section; in one case, a conviction was obtained; in the others, the commitment had been made, but the trials had not taken place at the time of the Judge's report.

Name of Court and Designation of Officers.	Number of case in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number acquitted.	Remarks.
Kassim Ali Khan, Moonsiff of Meerut, ---	2	3	2	0	The remaining case has been committed, but the trial has not taken place.
Mukkhun Lall, Moonsiff of Boolundshuhur, ---	2	2	0	0	Ditto ditto ditto.

The Court wish to be informed of the result of the commitment. In future, cases under Sections 169 and 170 of the Code of Criminal Procedure will be entered in the above Memo. Also Mr. Turnbull writes: "I have no reason to believe that the subordinate Judges exercise the power conferred on them by this Section otherwise than with discretion. They are aware of my own views on the subject, and of my determination not to let any instance of wilful perjury go unpunished. I do not therefore [illegible] that they would lightly pass over any clear and palpable case, in which there were good grounds for believing that a commitment would be successful; and in all doubtful cases I encourage them to consult me." The Court believe that much good has resulted in the Meerut district from the Judge's exertions to put down and punish forgery and perjury in the Civil Courts of the Zillahs, and they learn with satisfaction that Mr. Turnbull is of opinion that, "although the number of prosecutions under the Section has been small, still the effect, in checking false plaints, and loose statements generally, has been highly beneficial."

7.—Average duration of suits.

Name and Designation of Officers.	1860.			1861.			Remarks.
	Years	Months.	Days.	Years.	Months.	Days.	
Mr. G. D. Turnbull, Judge of Meerut, ---	0	9	29	0	6	2	
Tujummool Hossein Khan, Principal Sudder Ameen,	0	3	11	0	3	16	
Kassim Ali Khan, Sudder Ameen, ---	0	2	13	0	2	20	
Kassim Ali Khan, Moonsiff of Meerut, ---	0	1	15	0	2	5	
Mirza Ali, Moonsiff of Haupper, ---	0	0	12	0	0	10	
Amood-deen, Moonsiff of Sirdhana, ---	0	0	25	0	1	12	
Mukkhun Lall, Moonsiff of Boolundshuhur, ---	0	1	13	0	2	1	
Meer Badshah, Sikundrabad, ---	0	0	20	0	1	2	
Nussuroollah Khan, Moonsiff of Anoopshuhur, ---	0	2	7	0	1	28	
Average for Moonsiffs' Courts,	0	1	5	0	1	9	
Average for 3 higher Courts,	0	5	7	0	4	2	
Average for all the Courts,	0	2	16	0	2	10	

The result observed in the Moonsiffs' Courts, with reference to the enhanced work, is considered quite sufficiently satisfactory. The average attained by the Moonsiff of Haupper is singularly good. There is still great room for improvement in the duration of the cases of the Judge's Court, as well as for some improvement in the Principal Sudder Ameen and Sudder Ameen's Courts; and this, as regards the Judge's Court, must depend on the reduction of the Judge's pending file, which is looked for.

8.—Personal attendance of parties to suit.

Designation of Court and Name of Presiding Officer.	Cases in which the parties, or one of them, were before the Court in person voluntarily, or by summons.				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties are personally before the Court.	Total of cases of personal attendance.			
Mr. G. D. Turnbull, Judge, ---	16	5	12	33	132	165	20·
Tujummool Hossein Khan, Principal Sudder Ameen,---	11	48	177	236	75	311	76·
Kassim Ali Khan, Sudder Ameen,---	22	131	203	356	35	391	91·
Kassim Ali Khan, Moonsiff of Meerut,	64	437	578	1,079	112	1,191	91·
Mirza Ali, Moonsiff of Hauper, ---	45	196	338	579	81	660	88·
Amood-deen, Moonsiff of Sirdhana,	35	14	775	824	63	387	93·
Mukkhun Lall, Moonsiff of Boolundshuhur, ---	46	133	560	739	73	812	91·
Meer Badshah, Moonsiff of Sikundrabad, ---	83	11	539	633	4	637	99·
Nussuroollah Khan, Moonsiff of Anoopshuhur, ---	85	2	802	889	40	929	96·
Total, ---	407	977	984	5,368	615	5,983	89·

The results shewn by the above statement, appear to be very highly satisfactory. No complaint of excessive action having been preferred to the Judge, it may be inferred that, as elsewhere reported, the attendance is often voluntary.

9.—Operation of Section 243, Act VIII. of 1859.

Court.	Total number of decrees executed or put in execution during the year.	No. of decrees executed or in process of execution under Section 243, Act VIII. of 1859.					No. of decrees executed by sale, or in execution under Section 248.	No. of decrees executed in other manner.	Remarks.
		By appointment of a manager to charge of property.	By mortgage of land attached.	By case of land attached.	By private sale of a portion of the property.	Total.			
Mr. G. D. Turnbull, Judge,---	104	0	0	0	0	0	0	*104	* Of these 66 cases have been transferred.
Tujummool Hossein Khan, Principal Sudder Ameen,	258	0	0	0	0	0	17	96	
Kassim Ali Khan, Sudder Ameen, ---	299	0	0	0	0	0	10	156	
Kassim Ali, Moonsiff of Meerut, ---	566	0	0	0	0	0	11	261	
Mirza Ali, Moonsiff of Hauper, ---	474	0	0	0	0	0	7	198	
Amood-deen, Moonsiff of Sirdhana, ---	857	0	1	1	0	2	4	233	
Mukkhun Lall, Moonsiff of Boolundshuhur, ---	413	0	5	0	0	5	6	150	
Meer Badshah, Moonsiff of Sikundrabad, ---	405	0	0	0	0	0	0	159	
Nussuroollah Khan, Moonsiff of Anoopshuhur, ---	923	0	0	0	0	0	3	396	
Total, ---	4,299	0	6	1	0	7	58	1723	

Mr. Turnbull observes, that though effect has been rarely given by the Courts to the provisions of Section 243, yet in numerous cases, arrangements have been made for payment of decrees by instalments, and in many others, the necessity for sale has been avoided by similar arrangements having been effected in the Collector's Office, after receipt of orders of sale from the Civil Courts.

10.—Operation of Sections 244 to 248, Act VIII. of 1859.

Zillah.	Civil Court.	No. of Mouzahs and shares of Mouzahs alienated in execution of decrees.							
		Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.					
				Hereditary.		Other.		Total.	
		Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.
Meerut.	Judge, ---	0	0	0	0	0	0	0	0
	Principal Sudder Ameen, ---	0	9	0	0	0	17	0	26
	Sudder Ameen, ---	0	0	0	0	0	10	0	10
	Moonsiff of Meerut, ---	0	0	0	0	0	11	0	11
	Ditto of Hauper, ---	0	0	0	0	0	7	0	7
	Ditto of Sirdhana,	0	0	0	0	0	4	0	4
	Ditto of Boolundshuhur, ---	0	5	0	0	0	6	0	11
	Ditto of Sikundrabad, ---	0	0	0	0	0	0	0	0
	Ditto of Anoopshuhur, ---	0	0	0	0	0	3	0	3
	Total, ---	0	14	0	0	0	58	0	72

In regard to the two last returns, the Court observe that, although little effect has been given to the precise mitigative processes, for the prevention of sale, laid down by Section 243, yet they regard the results exhibited to be, on the whole, highly satisfactory, and creditable to the Civil Courts, as well as to the Revenue Authorities. It cannot be doubted that, when no hereditary property, either whole, or share, has been sold in execution of decree, a great check must have been put upon the formerly prevailing practice of indiscriminate resort to the sale of landed properties, hereditary or otherwise. The Court are glad to recognize the altered and improved practice, and hope that the Civil Courts of Meerut will continue to shew not less good results in this respect, united with a much higher percentage of fully executed decrees.

11. Only four debtors were imprisoned in execution of decrees in the year under review, as compared with 14 in the previous year.

12. The office of Principal Sudder Ameen was held by *Nowl Ali Khan* from 1st January to 18th March, when he was transferred to Cawnpore by *Hussun Raza* from 19th March to 28th July, when he was removed to Sahrunpore; and by *Tujummool Hossein Khan* for the remainder of the year. The details of the work performed by each are shewn in the following statement:—

Name of Principal Sudder Ameen.	Average No. of regular cases finally disposed of per mensem.		Percentage cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at the close of the year, at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original.	Appeals,						
Momin Ulee Khan, from 1st January to 18th March 1861, ---	9	9	18	26	0	0	0	
Hussun Ruza Khan, from 19th March to 28th July 1861, ---	19	7	5	0	0	0	0	
Tujummool Hossein Khan, from 29th July to 31st December 1861, ---	11	20	46	0	M. D. 5 4	M.D. 3 16	87.	

The Judge makes mention of the subordinate Judges in the following terms :—"Of Momin Ali Khan's qualifications, I have already recorded my opinion in former reports. The number of cases decided by him was not, perhaps, so large as it should have been, but his decisions were, I think, in general good. He was an old officer of much experience and intelligence, and I believe was generally well regarded by the people." This officer has been referred to, in the Cawnpore Resolution. "Hussun Ruza Khan, as far as I had an opportunity of judging during the short time that he held office under me, performed his duties ordinarily well, and with fair assiduity. He seems a clever able man, but with a vast amount of self-sufficiency, and appeared to me to work more for show and effect, and from motives of self-interest, than from any higher motives. He was however only officiating, and was too short a time in the District to enable me to form any very positive and decided opinion of his real character. I have not heard any thing against his official character for integrity." This officer will be referred to in the Scharunpore Resolution. "Tujummool Hossein Khan has come here under somewhat unfavorable circumstances, owing to his removal from his former district, and the period* length of time, which he was, in excess of the leave granted to him, kept unemployed. He seems to be anxious to gain my good opinion, and has worked hard, shewing much assiduity in his attention to his duties, and an earnestdesire to do well in every respect." The Court's attention will be particularly directed to the results of Tujummool Hossein's work in the current year, to which the Judge's attention will, also, continue to be directed.

* Sic.

13.—*Mahomed Buksh* was Sudder Ameen during January and February, and Kassim Ali Khan, from 21st March to the end of the year.

Name of Sudder Ameen.	Number of regular cases finally disposed of per mensem.	Percentage of cases appealed.	Percentage revised or modified of cases appealed.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.
Mahomed Buksh, from 1st January to 26th February 1861, ---	14	1	0	0	0	0
Kassim Ali, from 21st March to 31st December 1861, --- ---	39	14	1	2 months.	M. D. 2 20	91·

Mr. Turnbull observes: "In Mahomed Buksh I lost a most able and efficient officer, on whose anxious desire to do justice to all who come before him, and to put down corruption and fraud; and whose thorough integrity, as well as zeal and capacity for work, I felt that I could at all times confidently rely. His removal was a loss to the district, but it is a cause for satisfaction that on his transfer to his present post, he has obtained the promotion which he so well deserved." Mahomed Buksh, the Court observe, will be referred to in his capacity of Principal Sudder Ameen of Agra. Mr. Turnbull resumes:—"His successor, *Kassim Ali*, has also worked well, the average number of cases disposed of by him as Sudder Ameen being 39, in addition to 110 decided in his capacity of Moonsiff. And of these a large proportion were *bonâ fide* decisions on their merits, a result which speaks highly of his industry and assiduity. The percentage of appeals is not high; that of reversals small, and decidedly favorable to his judgment. The average duration of suits has slightly increased, but considering the amount of work on his hands, it is not excessive, and the result is, I think, altogether very creditable." The Court are glad to notice Mr. Turnbull's good opinion of Kassim Ali in his first year of duty as Sudder Ameen.

4—The following statement shews the general results of the work performed by each Moonsiff throughout the year :—

Moonsiffee.	Name of Moonsiff.	Average number of regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	No. of days work left pending at close of year at the average rate of work performed in past years.		Average duration of suits.		Percentage of cases in which one or both parties personally attended to total number disposed of.
					M.	D.	M.	D.	
Meerut, ---	Mahomed Buksh, from 1st January to 26th February 1861, ---	50	11	6	0	0	0	0	0
	Kassim Ali, from 21st March to 31st December 1861, ---	110	10	3	1	15	2	5	91·
Hauper, ---	Mirza Ali, throughout the year, ---	55	5	13	1	7	11	10	88·
Sirdhana, ---	Ruchpal Singh, from January to June 1861, ---	111	7	33	0	0	0	0	0
	Gunput Rai, from 25th July to 2nd October 1861, ---	63	5	0	0	0	0	0	0
	Ain-ood-deen, from 25th to 31st December 1861, ---	45	8	0	0	25	1	10	93·
Boolundshuhur, ---	Heth Lall, from January to March 1861, ---	31	6	13	0	0	0	0	0
	Mukkhun Lall, from 5th April to 31st December 1861, ---	79	2	0	1	27	1	29	91·
Sikundrabad,	Meer Badshah, ---	53	2	33	0	22	1	2	99·
Anoopshuhur,	Beharee Lall, from 1st January to 24th January 1861, ---	61	5	38	0	0	0	0	0
	Nussuroollah Khan, from 28th August to 31st December 1861, ---	122	2	0	0	25	1	25	96·

It is unnecessary to follow the Judge into the details of the work performed by each Moonsiff, but the following remarks represent concisely his opinion of each. "*Mirza Ali* has continued to work well. He is a very good and efficient officer." Mirza Ali has, the Court observe, been appointed a Moonsiff of the 1st Grade. *Ruchpal Singh* was Moonsiff of Sirdhana for six months during the year. Altogether, I was not quite satisfied with this Moonsiff's work, which was specious rather than really good, the actual average of cases decided on their merits being not quite

16; and I did not regret his loss." *Gunput Rai* was only here for so short a time, that I am hardly in a position to form an opinion of his qualifications. He appeared a steady, respectable man, and as far as I have been able to learn, bears a good character." This officer has been promoted to the 2nd Grade under the revised Judiciary arrangements. "*Ain-ood-deen* has likewise been too short a time to enable me to express any very decided opinion on his merits, but, judging from the returns his work appears good." Ain-ood-deen has been retained on the Judiciary staff. "Of *Heth Lall*, it is unnecessary to say much. I have already recorded my opinion of his character in my reports for former years, and he has now, I am happy to say, obtained promotion to the grade of Sudder Ameen to which his long services entitled him." Heth Lall has been transferred to the district of Furruckabad. "*Mukkhun Lall* is, I believe, a steady, respectable man, and as far as I have been able to learn, bears a good character, but there are some points on which I hope to see improvement in his work, during the present year." This officer has been retained on the Judiciary establishment in the recent arrangements. "*Meer Badshah's* abilities are decidedly good, and although his mind may not be altogether without certain prejudices and tendencies which might at times, perhaps insensibly affect his judgment, and from which few, even of the best of his class, are absolutely free, still I have no reason to believe that his official character and conduct generally have been otherwise than good, and I consider him an able efficient officer." The Court have been compelled to dispense with the services of this officer. "*Beharee Lall* held the office of Moonsiff of Anoopshuhur till the 24th July, when he was, I regret to say, carried off by cholera. He bore a high character, and was, I believe, a conscientious good man, by whose death the Government have lost a very excellent useful servant." "*Nusseeroollah Khan* appears a promising officer, and has worked diligently and well altogether, I think his work has been most creditable." Nussuroollah has been transferred to Eastern Budaon, having been retained in the revised list of Moonsiffs.

15.—*Financial results of Muzkooree and Tulubana Returns.*

Name of Court.	No. of Peons.	Amount of Tullubana after payment of a ¼ to the Nazeer or the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.
		Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.
Judge, --- --- ---	10	592 14 9	531 0 0	61 14 9	0 0 0
Principal Sudder Ameen,	20	1,322 4 0	930 13 6	391 6 6	0 0 0
Sudder Ameen, --- --- Moonsiff of Meerut, ---	40	3,236 14 6	2,002 0 9	1,234 13 9	0 0 0
Ditto of Hauper, ---	15	1,458 1 6	843 9 11	614 7 7	0 0 0
Ditto of Sirdhana, ---	20	2,133 9 0	1,077 14 11	1,055 10 1	0 0 0
Ditto of Boolundshuhur, ---	15	1,516 5 0	835 1 5	681 3 7	0 0 0
Ditto of Sikundrabad,	16	1,087 9 6	917 1 3	170 8 3	0 0 0
Ditto of Anoopshuhur,	20	2,288 11 8	1,080 0 0	1,208 11 8	0 0 0
Total, ---	156	13,636 5 11	8,217 9 9	5,418 12 2	0 0 0

There is a surplus of Rs. 5,418 in hand at the close of the year, after deducting costs of establishments, &c., so that the system has been well worked, and satisfactorily superintended by Mr. Turnbull, during the year under review.

16. The net gain to Government, accruing from the *sale of stamps* in all the Courts, after deduction of the costs of the subordinate Courts, amounted to Rs. 51,919-6-1, as shewn in the following memorandum; results which are financially satisfactory :—

Court.	Aggregate value of stamp filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judges salaries and establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.
Principal Sudder Ameen, ...	21,667 8 0	3,107 0 0	18,560 8 0	8,248 6 2	10,312 1 10	
Sudder Ameen, ...	16,280 9 6	1,221 0 0	15,059 9 6	3,260 0 0	11,099 9 6	
Moonsiff of Meerut,	11,110 2 0	1,021 0 0	10,089 2 0	84 0 0	10,005 2 0	
Ditto of Hauper,	5,437 15 0	60 0 0	5,377 15 0	1,672 6 9	3,705 8 3	
Ditto of Sirdhana, ...	7,365 13 0	559 0 0	6,806 13 0	1,680 0 0	5,126 13 0	
Moonsiff of Boolundshuhur, ...	7,118 0 0	859 0 0	6,223 0 0	2,382 0 0	3,841 0 0	
Moonsiff of Sikundrabad, ...	5,269 12 6	239 0 0	5,030 12 6	1,680 0 0	3,350 12 6	
Moonsiff of Anoopshuhur, ...	6,731 7 0	573 0 0	6,158 7 0	1,680 0 0	4,478 7 0	
Total, ...	80,981 3 0	7,675 0 0	73,306 3 0	21,386 12 11	51,919 6 1	

17. The total value of suits original and appeal, litigated during the year under review, amounted to Rs. 11,68,142, and the costs to Rs. 1,64,425, giving an average percentage of costs to value, of nearly 14-8-0, and an average of cost per suit of a little more than Rs. 27.

18. Mr. G. D. Turnbull was Judge throughout the year, during one month of which he was absent on leave, and disposed of six original suits, and 159 appeals, sitting 115 days for the disposal of Civil business, as compared with 68 days during the previous year. Allusion has already been made to the state of his file.

19. Towards the end of his report, Mr. Turnbull has recorded the following observations in respect to the working of Act X. of 1859 : "I observe that the Court in paragraph 6 of their Administration Report for 1860, allude to the possibility of an alteration being made in the Law, whereby cases of appeal from Revenue Authorities may be transferred from the Judge's file for disposal to the

Principal Sudder Ameen's, but I cannot refrain from expressing a most earnest hope that this may not be the case, and I trust that the Court will pardon my saying that I think any such measure, by which the power of interfering with the decisions of European Covenanted Officers by a subordinate Native Judge of whatever grade would be allowed, would be most mischievous, and can scarcely be too strongly deprecated. If change be needed, and there is no doubt that the admission of this class of appeal has tended considerably to increase the amount of work devolving personally on the Judge, it appears to me that it would be far better to increase the powers of Collectors in this respect, and by making more cases appealable to them, thus relieve the Judge, than to put Collectors in the subordinate position which such a measure would involve." The Court admit that there is much force in the Judge's remarks, objecting to the review of the judgments of European Covenanted Officers by a native subordinate Judge. But should the change of Law referred to by Mr. Turnbull ever be recommended to the Legislature, it would not be difficult to limit the powers of appeal to be exercised by Principal Sudder Ameens to cases disposed of by subordinate native officers, a very large number of whom, especially the Tehseeldars, have been empowered to try cases under Act X. Further, Mr. Turnbull has observed: "If any change be made, too, in the Law, I think that the procedure might with advantage be much simplified. In the generality of cases instituted under the Act, the summons of witnesses is absolutely unnecessary, and is in fact a mere form, tending simply to swell the costs of suits and create delay in decision, and entailing needless labor, both on the officer trying the case and his establishment in recording and hearing the evidence, and the system of collective suits in certain cases, which was allowed under the old summary procedure, might also I think be revised, some provision being made if necessary to secure the interests of Government for an increase in the institution fee corresponding with the number of defendants impleaded." The Court observe that Mr. Turnbull has no doubt justly described the status of cases with which he has to deal. There is, however, doubtless much more difficulty and complication in most of the cases in the Eastern districts, when the settlement papers and tenures generally are in less good order, and far more involved than is happily the case in Meerut.

20. The Court note the Judge's recommendation in favor of Ghasee Ram, his Serishtadar, whose case as well as that of more than one of the ministerial officers is undoubtedly one of hardship. They will be glad if an opportunity for his promotion should offer itself.

21. The Court have noticed already that the amount of work, meaning number of cases actually decided, by Mr. Turnbull is below the standard which they require. They are happy to express the high opinion which they entertain of his zealous and conscientious discharge of duty, as well as pains taking and efficient superintendence of the subordinate Judges. They owe him their acknowledgments for his careful review of the characters of the Native Judges, and for the punctuality which he has this year attained in the submission of the Annual Returns.

J. SIMSON,

Register.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Meerut, for his information and guidance, and that another copy be submitted to Government.

No. 748.

RESOLUTION of the Court of Sudder Dewanny Adawlut, North Western Provinces.
Dated Agra, the 24th February 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and Alex. Ross, Esqrs.
Offg. Extra Judges,—W. Wynyard, and W. Edwards, Esqrs.

READ a letter No. 9, dated 13th January 1862, from J. S. Dumergue, Esquire, Judge of Allygurh, submitting his Report on the Administration of Civil Justice in that District during the year 1861, accompanied by the prescribed Statements.

1. *Regular Files.*

Court.	Instituted.		Disposed of.				Pending on 1st Jany.			
			1860.		1861.		Above one year.		Total pending.	
	1860	1861	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1861	1862	1861	1862
Judge, ---	386	479	226	244	243	270	0	0	139	76
Principal Sudder Ameen, ---	65	165	297	310	425	448	0	0	58	79
Sudder Ameen, ...	406	1020	391	461	747	882	0	0	90	202
Moonsiffs, ---	3156	6162	2939	3570	4369	5214	0	0	257	1223
Total Rs. ---	4013	7826	3853	4585	5784	6814	0	0	544	1580
Increase, ...	0	3813	0	0	1931	2229	0	0	0	1036
Decrease, ---	0	0	0	0	0	0	0	0	0	0

The increase of cases instituted, consequent on the twice expected operation of Act XIV. of 1859, noticeable everywhere, is found here also; especially in the Courts of the Principal Sudder Ameen and Moonsiffs. In the Judge's Court, the number of cases "disposed of on trial" approximates closely to the like number for the previous year. The increase in the number of these cases, in the Courts of the Principal Sudder Ameen and Moonsiffs, particularly in that of the Sudder Ameen, where the proportion is nearly double to that so disposed of in 1860, is very marked, and creditable generally to those Officers, and to Ali Buksh Khan, Sudder Ameen, in particular. The largeness of instituted cases sufficiently explains the increase in the number of pending cases.

2. The following memorandum exhibits the number and proportion per cent. of cases decided upon their merits, as compared with the number of cases disposed of in other ways.

1	2	3	4	5	6	7	8	9	10	11
		Total No. of cases disposed of during the year.								
Court.	Name of presiding Officer.	Ex parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on the merits to the total No. decided.	Remarks.
Judge, ---	J. S. Dumergue, Esq., ---	2	4	2	19	8	235	270	87	
Principal Sudder Ameens, ---	Cazee Enayet Hossein Khan, ---	2	8	1	2	3	46	62	74	
	Raie Dabee Dial, ...	12	22	1	1	17	333	386	85	
Sudder Ameen, ...	Moulvee Alli Buksh Khan, ---	240	231	47	3	132	229	882	25	
Moonsiff of Coel, ...	Sumee-oollah Khan, ...	177	462	28	17	261	197	1,142	17	
Ditto of Hattrass, ---	Kassim Alli, ---	24	74	7	1	11	42	159	26	
	Nusseer-oollah Khan, ---	114	277	8	4	83	53	539	9	
	Enayet Hossein, ...	208	98	15	14	46	212	593	35	
Ditto of Akrabad, ---	Ramlall, ---	303	543	26	40	201	189	1,302	14	
Ditto of Khyr, ---	Rughnath Sahoy, ---	265	142	34	0	58	117	616	18	
Ditto of Khasgunge, ---	Allee-ood-deen, ---	175	280	5	0	76	76	612	12	
	Amanut Hossein, ---	93	86	1	3	30	38	251	15	
	Total Rs. ---	1615	2227	175	104	926	1,767	6,814	25	

The percentage of decisions on the merits of the Moonsiffs generally is small, being only 18 per cent. This may no doubt be in a great extent accounted for by the fact of a large number of undisputed cases having been brought into Court to save limitation. But even making every allowance for this disturbing cause, the proportion is certainly excessively small. The Court observe that it is least good in the returns of Nusseer-oollah Khan, where it is 9 per cent; Allee-ood-deen 12 per cent; Ram Lall 14 per cent; and Amanut Hossein 15 per cent.

Ram Lal has lost office in the late reductions. Nusseer oollah is a young Officer, but was supposed to have peculiar claims, arising from assistance tendered by him to fugitive Europeans from Delhie in May 1857. And the wish of His Honor the Lieutenant Governor was expressed in Mr. Officiating Assistant Secretary Moens's Memorandum, No. 248, dated 7th December 1861, that he might if possible be retained. He has been maintained in office, and is now posted to Budaon. The indifferent result above noticed—a result the more indifferent that one-fourth of the cases decided on the merits were decided, not by actual adjudication, but by the oath of one of the parties—will be communicated to the Judge of Shahjehanpore, who will be requested to call for a memorandum in the above form, from the Moonsiff every month, and to report specially to the Court on the subject at the close of the current year. The attention of the Judge, under whom Allee-ood-deen is now placed, will be called to the poor average exhibited by his returns, with a view to obtaining, if possible, better returns in the current year, and Mr. Bramly will take similar steps in regard to Amanut Hossein.

---

3. *Miscellaneous Files.*

Court.	Instituted.		Decided.				Pending on 1st Janv. 1862.			
			1860.		1861.		Above one year.		Total pending on 1st January.	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, ---	146	142	180	221	138	160	0	0	27	29
Princpl. Sudder Ameen,--	242	364	163	198	313	379	2	0	131	116
Sudder Ameen, ---	661	984	476	823	661	1,179	0	0	239	208
Moonsiffs, ---	5,858	6,580	3,661	6,398	4,364	7,238	1	0	724	865
Total Rs.,---	6,907	8,070	4,480	7,640	5,476	8,956	3	0	1,121	1218
Increase,---	0	1,163	0	0	996	1,316	0	0	0	97
Decrease,---	0	0	0	0	0	0	0	3	0	0

Mr. Dumergue states that the difference of 3,480 cases in the numbers decided on the merits, and those finally disposed of, consists mainly of execution of decrees of the Sudder Ameen's and Moonsiffs' Courts, in which the number of applications of execution of decrees struck off the file in default was as marginally noted.

Sudder Ameen,	... 518	Applications.
Moonsiff of Coel,	... 789	ditto.
Ditto of Hattrass,	88	ditto.
Ditto of Akrabad,	395	ditto.
Ditto of Khyr,	... 395	ditto.
Ditto of Kasgunge,	404	ditto.

The increase of work in the Miscellaneous Department naturally resulted from the increased work on the regular file; and has been well met by corresponding exertions.

4. *Execution of Decrees.*

	Number of applications for Execution of Decrees.				Per centage of column 2 to column 5.
	Completely Executed.	Partially Executed.	Struck off.	Total disposed of in every way.	
1860, ---	933	1022	2175	4130	22
1861, ---	1162	1216	2356	4734	24

The Court agree with the Judge that better results may be hoped for. Still the returns of the year under review must be regarded as altogether exceptional, in consequence of the disturbing effect of the Limitation Law. With reference to the remarks of the Judgeas, quoted in the margin, the Court will shortly issue a Circular in respect to the execution of decrees generally.

"I have had occasion lately to call the attention of all the Native Judges of this District to the great want of care observable in cases of execution of decree that have come before me in appeal. The Judges have been directed not to allow applications to be filed merely in their Offices, where they were left unheeded and unnoticed, in charge of a Mohurir; but to receive them personally, and to devote some portion of each day's sitting for receiving of new applications, and disposal of those in which process has been issued and reported on."

5. *Appeals under Act X. of 1859.*

Name and Designation of Revenue Officers.	Appeals pending at close of past year.	Instituted during the year.	Total.	Disposed of during the year.				Pending at close of year.	Per centage of cases reversed or modified to total case disposed of.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.		
H. B. Webster, Esq., Offg. Collr. of Allygurh,	0	1	1	1	0	0	1	0	0.
G. H. M. Batten, Esq., Dy. Collr. ditto, ---	3	1	4	2	1	1	4	0	25.
G. B. Willock, Esq., Asst. Collr. ditto, ---	1	14	15	6	5	2	13	2	38.
G. G. Billings, Esq., Dy. Collr. ditto, ---	0	28	28	20	4	2	26	2	15.
Fyz-ood-deen ditto ditto, ---	1	1	2	0	2	0	2	0	100.
Mahomed Moobeen, ditto ditto, ---	0	8	8	1	4	3	8	0	50.
Ahsan Ali Beg, ditto ditto, ---	0	3	3	0	1	0	1	2	100.
Rajah Jey Kishen Das, ditto ditto, ---	0	10	10	1	1	2	4	6	25.
C. B. Thornhill, Esq., ditto Etah, ---	0	1	1	0	0	1	1	0	0.
E. Churcher, Esq., ditto ditto, ---	0	9	9	3	4	0	7	2	57.
Dabeepershaud, ditto ditto, ---	0	13	13	3	10	0	13	0	76.
Mohib Ali, ditto ditto, ---	1	0	1	0	1	0	1	0	100.
Total, --- ---	6	89	95	37	33	11	81	14	41.

Mr. Dumergue observes that the above return shews very favorably of Mr. Billings, the Deputy Collector, and next favorably for the Assistant Mr. Willock, who has not had the same experience as Mr. Billings.

6. The total number of suits instituted and disposed of under Act X. of 1859, during 1861, and the per centage of cases appealed to the Civil Court, are shewn in the following Statement:—

Names of Officers.	Number of suits instituted during the year.	Number of suits disposed of during the year.	Per centage of cases appealed.
G. H. M. Batten, Esq., Dy. Collector, ---	166	166	0
H. B. Webster, Esq., ditto, ---	61	58	1
G. B. Willock, Esq., Asst. Collector, ---	141	138	10
G. G. Billings, Esq., Dy. Collector, ---	289	286	9
Mahomed Moobeen, ditto, ---	374	374	2
Ashan Ali Beg, ditto, ---	30	28	10
Rajah Jey Kishen Doss, ditto, ---	89	89	11
Total, ---	1,150	1,139	0

And a similar Statement, submitted by the Deputy Collector of Etah of cases subject to the jurisdiction of the Allygurh Judgeship shews the following results:—

Names of Officers.	Number of suits instituted during the year.	Number of suits disposed of during the year.	Per centage of cases appealed.
C. B. Thornhill, Esq., Dy. Collector, ---	1	0	0
E. Churcher, Esq., ditto, ---	314	292	3
Dabee Pershad, ditto, ---	194	182	7
Total, ---	509	474	0

The Judge observes:—"The return does not shew very favorably for Mr. Churcher and Dabee Pershad, Deputy Collectors. There was some want of care in their investigations, and the case of both districts of Allygurh and Etah induce me to recommend strongly that practising Mookhtears should be required to make themselves acquainted with the Procedure under Act X of 1859, for at present there is a sad want of care and conformity to Procedure." The Court remark that the number of appeals preferred to the Judge under Act X. of 1859 in this district is limited, and the result calls for no particular remark on their part. The Board, however, will be furnished by the Court with a copy of the above Tabulated Statements and remarks.

7. *Operation of Section 24, Act VIII. of 1859.*

Name of Court and Designation of Officer.	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number acquitted.	Remarks.
J. S. Dumergue, Esq., Judge, ---	0	0	0	0	In one case the accused was released by the Principal Sudder Ameen, and the other by the Judge in appeal, and which is now before the Sudder Court.
Rai Dabee Dial, Principal Sudder Ameen, ---	2	0	0	0	
Allee Buksh Khan, Sudder Ameen,	2	3	0	2	The second is under trial in the Foujdarry Court. Under trial.
Sumee-oollah Khan, Moonsiff of Coel, ---	1	1	0	0	
Enayet Hossein, do. of Hattrass,	0	0	0	0	
Ram Lall, do. of Akrabad,	0	0	0	0	
Rugnath Suhoy, do. of Khyr, ---	0	0	0	0	
Allee-ood-deen, Amanut Hossein, do. of Khasgunge.	*1	0	0	0	* Acquitted by the Judge and confirmed by the Sudder Court.

The Court deem it unnecessary to notice the Judge's remarks, renewed in his report, in justification of proceedings on his part which have received the condemnation of the Court and of Government, and which have led to his own removal from office.

8. *Average duration of Suits.*

Name and Designation of Officer.	1860.			1861.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. J. S. Dumergue, Judge, ---	0	6	15	0	4	10
Cazee Enayet Hossein, Principal Sudder Ameens,	0	0	0	0	5	26
Rai Dabee Dial, Principal Sudder Ameens,	0	5	3	0	2	21
Allee Buksh Khan, Sudder Ameen, ---	0	5	13	0	1	23
Sumee-oollah Khan, Moonsiff of Coel, ---	0	4	8	0	1	27
Kasim Ali. do. of Hattras, ...	0	0	28	0	0	25
Nusseer-oollah Khan, do. of do., ---	0	0	0	0	0	26
Enayet Hossein, do. of do., ---	0	0	0	0	1	4
Ram Lall, do. of Akrabad, ---	0	1	7	0	2	0
Rugnath Suhoy, do. of Khyr, ---	0	1	17	0	2	4
Allee-ooddeen, do. of Khasgunge, ---	0	1	7	0	1	25
Amanut Hossein, do. of Khasgunge, ---	0	1	11	0	1	7

The Judge explains that the higher or first-noted average for Cazee Enayet Hossein Khan, Officiating Principal Sudder Ameen, is accounted for by the fact that

for one and a half month at the close of 1860, and during January 1861, Rae Nund Lall being absent on sick leave, there was no Principal Sudder Ameen at Allygurh. The Court are glad to recognize considerable improvement in the reduction in the duration of suits in most of the Courts. Further improvement is hoped for in the current year in the Judge's Court, and in that presided over by the Moonsiff Rughonath Suhoy. The subject of the average duration of suits will, the Court hope, receive the special attention of Mr. Bramly, Mr. Dumergue's successor.

9. *Personal attendance of parties to suits.*

Designation of Court and name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of non-attendance.	Total number of cases decided.	Per centage of cases of personal attendance to total cases decided.
	In which plaintiff was personally before the Court.	In which defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Cazee Enayet Hossein, P. S. Ameens,	1	4	6	11	8	19	57.
Rae Debee Dial, P. S. Ameens,	5	9	5	19	119	138	13.
Allee Buksh Khan, Sudder Ameen, ---	203	117	43	363	519	882	41.
Sumee-oollah Khan, Moonsiff of Coel,	247	36	146	429	713	1,142	37.
Kasim Allee, ---	25	15	41	81	78	159	50.
Nusseer-oollah Khan, do. of Hattras,	92	29	0	121	418	539	22.
Enayet Hossein, do. of Hattras,	214	136	197	547	46	593	92.
Ram Lall, do. of Akrabad,	254	29	182	465	837	1,302	35.
Rughonath Suhoy, do. of Khyr,	296	65	14	375	241	616	39.
Allee-ood-deen, do. of Khasgunge,	64	175	243	473	139	612	77.
Amanut Hossein, do. of Khasgunge,	24	78	50	152	99	251	60.
Total, ---	1,425	693	918	3,036	3,217	6,253	48.

The result exhibited by the returns of the Court of the Principal Sudder Ameen, Dabee Dial, and the Moonsiff Nusseer-oollah, are unsatisfactory, and the Judges of the zillahs to which these Officers have been transferred will be requested to exercise close supervision, monthly, over their future returns in this respect. The Court are aware that much difference exists in the mode in which this return is filled up by different Moonsiffs, and a Circular will shortly issue, by which greater uniformity will, it is hoped, be attained in future.

10. *Operation of Section 243, Act VIII. of 1859.*

Court.	Total number of decrees executed or put in execution during the year.	Number of decrees executed or in process of execution under Section 243, Act VIII. of 1859.					Number of decrees executed by sale or in execution under Section 248.	Number of decrees executed in other manners.	Remarks.
		By appointment of a mortgager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of the property.	Total.			
Judge, ---	48	0	0	0	1	1	9	29	
Prinl. Sudder Ameen,	396	0	3	0	0	3	32	202	
Sudder Ameen, ---	880	0	26	0	3	29	87	563	
Moonsiff of Coel, ---	1,223	0	0	0	0	0	184	851	
Do. of Hattras,	1,271	0	0	0	0	0	96	1,024	
Do. of Akrabad,	707	0	4	0	1	5	44	497	
Do. of Khyr, ...	629	0	0	0	0	0	66	439	
Do. of Kasgunge,	666	0	0	0	0	0	57	461	
Total, ---	5,820	0	33	0	5	38	575	4,126	

The Judge remarks:—"The past year 1861 was not favorable for the execution of decrees in any manner. The drought and extreme scarcity that prevailed were great obstacles to any satisfactory results of application to enforce decrees." The Court are, however, glad to see that commencement has been made in applying this mitigatory Section, especially in the case of the Sudder Ameen, Allee Buksh Khan.

11. *Operation of Section 244, Act VIII. of 1859.*

Zillah.	Civil Court.	Number of mouzahs and shares of mouzahs alienated in execution of decrees of Civil Court.							
		Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.					
				Hereditary.		Other.		Total.	
		Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.
Allygurh and Etah,	Judge, ...	0	0	0	6	3	0	0	6
Do. do.	Prinl. Sudder Ameen,	0	0	7	20	0	2	10	22
Do. do.	Sudder Ameen, ---	0	1	0	79	0	8	0	87
Allygurh.	Moonsiff of Coel, ...	0	0	0	72	0	0	0	72
Do.	Do. of Hattras, ---	0	0	0	75	0	5	0	80
Allygurh and Etah,	Do. of Akrabad,	0	4	0	28	0	3	0	31
Allygurh,	Do. of Khyr, ---	0	1	0	63	0	2	0	65
Allygurh and Etah,	Do. of Kasgunge,	0	1	1	12	0	0	1	12
	Total, ---	0	7	8	335	3	20	11	375

On this subject Mr. Dumergue observes:—"I believe great care is taken by the Native Judges that rights in zemindaree estates, especially those of a hereditary nature, are not alienated, if there is any mode of otherwise satisfying a decree; and every consideration is given to any objection to sale that the Revenue Authorities may make." The Court, however, remark with regret that little action has been taken by the Revenue Authorities under Section 244 in the past year, the Collector of Allygurh and Deputy Collector of Etah having submitted objections only in 16 cases, in which approval was recorded in 7 instances, and disapproval in 9 cases.

12. Twenty-two debtors were imprisoned in execution of decrees in the year under review, as compared with 43 in the previous year. The pressure of famine and high price of food no doubt operated in this district, w hich suffered very severely in the late famine. The Court have recently called for returns as to the monthly amount required to be deposited for supporting debtors, particularly with reference to Statements which reached them in respect to the high demands said to have been made from decree-holders in Allygurh. On receipt of all the returns, further orders will be issued.

13. *Cazee Enayet Hossein Khan* was Principal Sudder Ameen from 31st January to 25th March 1861; and *Rai Dabee Dial* officiated in the same capacity from 6th April to the end of the year.

The details of their work are seen in the following Statement:—

Name of Principal Sudder Ameen.	Average number of regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	Number of days, work left pending at the close of the year at the average rate of work performed in past year.		Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original suits.	Appeals.			M.	D.	M. D.		
Cazee Enayet Hossein Khan, ---	9	21	40	75	0	0	5 26	57	
Rai Dabee Dial,---	15	27	48	15	1	26	2 21	13	

Mr. Dumergue observes:—"The late Principal Sudder Ameen, Enayet Hossein Khan, is not to blame for the high average of duration of suits as shewn above; but the decisions of that Officer were not generally good, being wanting in care and attention. Hence the large percentage of decisions reversed or modified." The Court have already noticed the unduly small number of cases in which personal attendance was obtained. The percentage of decisions on the merits, *i. e.*, 85 per cent, is creditable. This, however, it must be noticed includes appeals.

The Judge further remarks:—"The present Officiating Principal Sudder Ameen has been nearly a year here. His decisions are generally good, as shewn by the result of appeals from them; but I have had occasion in not a few instances to notice in cases of decisions, both confirmed and reversed, some want of care. Rai Dabee Dial is an old Officer, and maintains the good character he brought with him." The Court have as yet seen nothing to distinguish this Officer particularly, or to call for their special commendation.

14. *Moulvee Ali Buksh Khan* was Sudder Ameen of the district throughout the year.

Name of Sudder Ameen.	Average number of regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	Number of days, work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
					M. D.	M. D.		
Moulvee Ali Buksh Khan, ---	73	0	22	29	2 21	1 22	41	

Mr. Dumergue observes:—"The above return is, I think, very favorable. In some cases I have found a deficiency of investigation, and in several appeals connected with execution of decrees I was obliged to call the attention of the Sudder Ameen to the propriety of receiving and looking into applications, so as to prevent fraudulent claims in excess of what the record shewed to be proper and irregularities of Vakeels." The Court observe that a large amount of work has been performed by this Officer. The returns of personal attendance shew a fair proportion, though not large. His decisions on the merits shew a percentage of 25 per cent. The Sudder Ameen has especially exerted himself to bring to justice parties guilty of forgery under Act I. of 1848, a course which necessarily involves a Native Judge in a great deal of ill-will, and his success deserves the Court's particular commendation.

15. The following Statement shews the general results of the work performed by each Moonsiff throughout the year:—

	Name of Moonsiff.	Average number of regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	Number of days, work left pending at close of year at average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both parties personally attended to total number finally disposed of.	Remarks.
					M. D.	M. D.		
Coel,	Sumee-oollah Khan,	95	4	58	1 26	1 27	37	
Hattras,	Kasim Ali, ---	63	8	41	0 0	0 25	50	
	Nussur-oollah Khan,	133	2	36	0 0	0 26	22	
	Enayet Hossein, ---	118	5	42	2 4	1 4	92	
Akrabad,	Ram Lal, ---	108	4	49	2 9	2 0	35	
Kyr,	Rugnath Suhoy, ---	51	3	48	4 27	2 4	39	
Kasgunge.	Allee-ood-deen, ---	76	2	64	0 0	1 25	77	
	Amanut Hossein, ---	50	4	36	5 24	1 7	60	

The Judge remarks as follows:—"The above return does not shew favorably for the Moonsiffs of Coel, Akrabad, Khyr, and Allee-ood-deen, late Moonsiff of Kasgunge, in regard to result of appeals. *Kasim Ali* and *Nusseer-oollah Khan*, late Moonsiffs of Hattrass, rank first for despatch of business in low figures of duration of suits, especially Nusseer-oollah Khan, who decided twice the number of suits; but the large number of cases decided on confession of judgment by the latter must be considered. Such cases need no investigation, and are speedily disposed of. I have every reason to be satisfied with my present Moonsiffs; *Rughonath Suhoy*, Moonsiff of Khyr, has had very bad health in 1861, which has interfered in some measure with his duties." The Court note that Ram Lall, Moonsiff of Akrabad, and Sumee-oollah Khan, Moonsiff of Coel, have lost office in the recent revision of Judiciary Establishments. All the other Moonsiffs have been retained in office, Kasim Ali Khan, who was formerly Sudder Ameen, having been appointed a Moonsiff of the 1st Grade and Sudder Ameen. With reference to Allee-ood-deen, whose character was unfavorably noticed by Mr. Dumergue in his report of last year, the Court are glad to observe that Mr. Vansittart, under whom Allee-ood-deen is now serving, has hitherto had no reason to be dissatisfied with his work or conduct. "He promises well, and appears resolved to gain the praise of the Judge, or resign."

16. The new *Tullubana System* as shewn below:—

Name of Court.	Number of Peons.	Amount of Tullubana after payment of one-fouth to the Nazir.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
Judge, ---	9	608 8 0	471 7 0	137 1 0	0 0 0	
Principal Sudder Ameen,	20	1,474 11 9	1,006 8 11	468 2 10	0 0 0	
Sudder Ameen, ---	35	2,755 11 0	1,852 6 0	903 5 0	0 0 0	
Moonsiff of Coel, ---	30	1,909 7 3	1,515 12 3	393 11 0	0 0 0	
Ditto of Hattras,---	24	2,139 13 0	1,278 8 2	861 4 10	0 0 0	
Ditto of Akrabad,	30	2,243 1 9	1,596 7 11	646 9 10	0 0 0	
Ditto of Khyr, ---	30	1,821 13 6	1,546 3 1	275 10 5	0 0 0	
Ditto of Kasgunge,	20	1,350 10 9	1,060 3 0	290 7 9	0 0 0	
Total, ---	198	14,303 13 0	10,327 8 4	3,976 4 8	0 0 0	

exhibits a surplus of Rs. 3,976-4-8 at the close of the year, after deduction of cost of Establishments, &c. The Court consider that the system has been worked well by the Officers presiding in the several Courts, and carefully superintended by the Judge.

17. The net gain to Government accruing from the *sale of stamps* in the Courts subordinate to the Judge, after deduction of the costs of these Courts, amounted to Rs. 59,563-6-1, as shewn in the following Memorandum:—

Court.	Aggregate value of Stamp filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judge's Salary and Establishments, exclusive of the zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
Principal Sudder Ameen,	19,115 4 0	851 0 0	18,264 4 0	4,266 6 4	13,997 13 8	0 0 0	
Sudder Ameen, ...	21,622 14 0	16,32 0 0	19,990 14 0	3,960 0 0	16,030 14 0	0 0 0	
Moonsiff of Coel, ...	7,329 0 0	837 8 0	6,451 8 0	1,662 6 8	4,829 1 4	0 0 0	
Ditto of Hattrass, ...	8,751 2 0	451 0 0	8,340 2 0	1 811 10 8	6,528 7 4	0 0 0	
Ditto of Akrabad, ...	11,319 11 0	924 0 0	1,039 11 0	1,680 0 0	8,715 11 0	0 0 0	
Ditto of Khyr, ...	6,947 7 6	170 0 0	6,777 7 6	1,673 13 0	5,103 10 6	0 0 0	
Ditto of Kasgunge,...	6,582 8 0	327 0 0	6,255 8 0	1,697 11 9	4,357 12 3	0 0 0	
Total, ...	81,707 14 6	5,192 8 0	76,515 6 6	16,952 0 5	59,563 6 1	0 0 0	

18. The total value of suits, original and appeal, litigated during the year under review, amounted to Rs. 12,89,327, and the costs to Rs. 1,85,323 ; giving an average percentage of costs to value of Rs. 13, and of costs per suit of Rs. 27.

19. Mr. J. S. Dumergue was zillah Judge throughout the year, and disposed of 16 original suits, and 254 appeals during the period under review, sitting 191 days for the disposal of Civil business, as compared with 174 days in the previous year.

20. The Court note with satisfaction the fact mentioned by the Judge that the decisions of the Native Judges are not interlarded as formerly with Persian or Arabic phrases; and it is an equal source of gratification to learn that the Court's instructions regarding "cliquedom among Omlah," have been fully and duly conformed to in zillah Allygurh.

21. Reviewing the operations of the past year, the Court are glad to notice a decided improvement in the results of Civil Administration, and in the exertions made by the several Courts. The proceedings of the year sufficiently evince that the Courts of the district are not as free from the taints of perjury and forgery as could be wished; and the strict application of the general provisions of Chapters XI. and XVIII. of the Penal Code, as well as of Sections 169 *et seq.* of the Code of Criminal Procedure, and Section 24 of the Civil Code, will no doubt for some time be necessary in Allygurh before the evil will be sufficiently repressed. To this important end the attention of Mr. Dumergue's successor is particularly directed.

J. SIMSON,
Register.

Order.—Ordered, that a copy of this Resolution be forwarded to the Judge of Allygurh for his information and guidance, and that another copy be submitted to Government.

No. 653.

Resolution *of the Court of Sudder Dewanny Adawlut, North Western Provinces. Dated Agra, the 21st February 1862.*

Present:

Judges,—M. R Gubbins, James Lean, and Alex. Ross, Esqrs.,
Offg. Extra Judges,—W. Wynyard, and W. Edwards, Esqrs.

Read a letter No. 2, dated 12th ultimo, from Alexander Shakespear, Esquire, Judge of Moradabad, submitting his Report on the Administration of Civil Justice in the district during the year 1861, accompanied by the prescribed Statements.

1. *Regular Files.*

	Instituted.		Disposed of.				Pending on 1st January.			
	1860.	1861.	1860.		1861.		Above 1 year.		Total pending.	
			Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, ---	280	415	32	39	195	205	0	0	46	83
Principal Sudder Ameen, ---	94	164	360	386	338	370	0	0	41	23
Sudder Ameens, ---	256	541	298	362	564	747	0	0	27	74
Moonsiffs, ---	5,698	10,959	4,391	5,804	7,747	10,036	0	0	477	1,222
Total, ---	6,328	12,079	5,081	6,591	8,844	11,358	0	0	591	1,407
Increase, ---	0	5,751	0	0	3,763	4,767	0	0	0	816
Decrease, ---	0	0	0	0	0	0	0	0	0	0

The Returns of all the Courts indicate a great increase in work, resulting from the common cause, the operation of Act XIV. of 1859, the total number of cases instituted being about double the number instituted in the preceding year. This large increase of work has been got through by corresponding extraordinary exertion on the part of the lower courts. The increase in the number of cases disposed of on trial by the Judge, the Sudder Ameen, and the Moonsiffs, is extraordinary. In the Court of the Principal Sudder Ameen, only there appears a small diminution. This arises however from no fault of his apparently, for his pending file is very small. Generally the pending files are far from being encumbered, and would, despite the large number of institutions, have been most strikingly light, but for the very considerable number of cases instituted in December, which is noticed by the Judge. The Court regard these results to be very creditable to the Judge, and all his subordinate Courts.

2. The number and proportion per cent. of cases decided upon their merits as compared with the number of cases disposed of in other ways, are shewn in the following table:—

1	2	Total number of cases disposed of during the year.							11
Court.	Name of Presiding Officer.	Ex parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the total number decided.	Remarks.
Judge, ...	A. Shakespear, Esquire, ...	0	0	5	0	10	190	205	93	
Principal Sudder Ameen, ...	Syud Ahmud Khan, ...	29	6	0	2	30	303	370	82	
Sudder Ameen of Mooradabad, ...	Bukhtawur Singh, ...	91	26	29	48	103	325	622	52	
Ditto of Bijnour, ...	Mohomed Hussun, ...	7	7	26	1	31	53	125	42	
Moonsiff of ditto, ...	Ditto Ditto, ...	144	315	132	14	249	378	1,232	31	
Ditto of Dhampore, ...	Jeewunkishen, ...	165	80	84	47	137	376	889	42	
Ditto of Nugeena, ...	Kumr-ood-deen, ...	67	356	104	91	170	130	918	14	
Ditto of Environs, ...	Sotee Beharee Lall, ...	147	270	45	25	181	279	947	29	
Ditto of Hossunpore, ...	Gopal Rae, ...	195	361	15	41	130	142	884	16	
Ditto of Sumbhul, ...	Abid Ali, ...	169	715	43	16	252	250	1,445	17	
Ditto of City, ...	Shunker Doss, ...	165	215	21	29	291	247	968	26	
Ditto of Thakoordwara, ...	Mankee Doss, ...	156	256	36	19	98	82	647	13	
Ditto of Amroha, ...	Burkut Ali, ...	169	127	26	4	146	414	886	47	
Ditto of Billaree, ...	Cheda Lall, ...	137	443	74	59	290	217	1,220	18	
	Total, ...	1,641	3,177	640	396	2,118	3,386	11,358	21	

The percentage of decisions on the merits by the Moonsiffs of Nugeena, Hussunpore, Sumbhul, and Thakoordwara, is very small. On an average, the Moonsiffs in this district have decided 25 per cent. on the merits, which seems a fair average proportion: but while one Moonsiff has decided as many as 47 per cent., and another 42 per cent. on their merits, the percentage is in two of the

Moonsiffs above named, as low as 13 and 14 per cent. It would be well for the Judge to direct the Moonsiffs to submit a half-yearly memorandum in the above form, with their own explanation of any excess in the several modes in which cases are disposed of otherwise than on their merits, and of any deficit in the latter mode of determination.

The large proportion of decisions on the merits, in the Amroha Moonsiffee, is attributed by Mr. Shakespear to the litigation, there being mostly on the part of landed proprietors enjoying rent-free tenures, whose cases "generally could only be disposed of with the help of the Civil Court."

3. Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.		
	1860. Previous year.	1861. Year under review.	1860. Previous year.		1861. Year under review.		Above one year.		Total pending.
			Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1860. Previous year.	1861. Year under review.	1861. Year under review.
Judge,	52	107	45	53	96	109	0	0	6
Principal Sudder Ameen,	234	417	84	234	191	416	0	0	112
Sudder Ameens,	1,276	1,699	1,029	1,281	1,242	1,589	0	0	224
Moonsiffs,	12,466	15,600	10,570	13,385	12,269	16,627	2	0	2,016
Total,	14,028	17,823	11,728	14,953	13,798	18,741	2	0	2,358
Increase,	0	3,795	0	0	2,070	3,788	0	0	856
Decrease,	0	0	0	0	0	0	0	2	0

A considerable increase in institutions and disposals of cases on the merits is here also noticeable, which does not seem to call for any special remark.

4. Execution of Decrees.—Out of 7,802 applications for execution of decrees, 22 per cent. were completely executed.

Year.	Number of application for execution of decrees.				Per centage of Column 2 to Column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1860. Previous year, ---	1,652	1,462	2,566	5,680	29
1861. Year under review, ---	1,971	1,541	4,290	7,802	22

This is a greater number of cases completely executed than was shewn in the previous year, though the per-centage of Column 2 to Column 5 in the above Statement, is less. This circumstance is explained by the Judge to have arisen from there being a great increase of cases struck off in the year under review. "On account of the new limitation law, people brought forward their old outstanding decrees. They then came to terms with their judgment debtors, and having thus secured their claims against the restriction of the new limitation law, caused those decrees to be struck off." Hence the diminution of the per-centage in the year under review. This explanation is believed to be correctly given by the Judge; and is regarded by the Court to be sufficient and satisfactory.

5. Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Total No. of suits relating to rent instituted and disposed of by each of the Revenue Officers.		Appeals pending at close of past Quarter.	Instituted during year.	Total.	Disposed of during year.				Pending at close of Quarter.	Per centage of cases reversed or modified to total cases disposed of.	Per centage of cases appealed to the No. decided by each Revenue Officer.
	Instituted.	Decided.				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.			
Moradabad.												
Mr. G. H. M. Batten, Deputy Collector of Moradabad, ---	0	0	1	0	1	0	0	1	1	0	0	0
Mr. J. C. Colvin, Moradabad, ---	16	16	0	11	11	1	0	0	1	0	0	6
Mr. J. Sladen, do. ---	150	143	0	6	6	2	1	0	3	3	1	4
Mr. W. Johnson, do. ---	6	6	1	5	6	2	0	0	2	0	0	33
Meer Imdad Ali, do. ---	137	135	1	5	6	3	0	0	3	3	0	4
Pundit Umurnath, Deputy Collector of Kasheepore and Thakoordwara,	56	55	0	2	2	0	0	0	0	2	0	4
Mr. J. Clarke, Deputy Collector of Moradabad, ---	227	193	0	12	12	6	1	0	7	5	1	6
Bijnour.												
Mr. B. F. Hall, Deputy Collector of Bijnour, ---	275	260	1	10	11	7	3	0	10	1	1	4
Toorab Ali, do. ---	229	214	0	7	7	2	2	0	4	3	1	3
Mr. F. LeMaistre, do. ---	299	289	0	3	3	0	3	0	3	0	1	1
Total, ---	1,395	1,311	4	47	51	23	10	1	34	17	5	3

With reference to this return, Mr. Shakespear remarks that with one exception, that of Imdad Ali, Deputy Collector of Moradabad, the Revenue Authorities of the districts of Moradabad and Bijnore have not paid due attention to the requirements of the law, in respect to the fixing of issues, or the examination of witnesses; and that some instruction on this subject would appear to be called for.

The Court observe that the proportion of cases appealed to cases decided under this law, is very small, being only 3 per cent ; also the proportion of cases in which the orders of the Revenue Authorities have been interfered with by reversal, modification, or remand, is also very small. The Court have sent extracts of those remarks of the Judge, for the information of the Sudder Board, with extracts from this Resolution.

6. *Operation of Section XXIV. Act VIII. of 1859.*

Name of Court and Designation of Officer.	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number acquitted.	Remarks.
Principal Sudder Ameen, ---	1	2	2	0	
Sudder Ameen of Moradabad,	2	2	2	0	
Moonsiff of Sumbhul, ---	1	3	3	0	
Total, ---	4	7	7	0	

In regard to this Section, Mr. Shakespear states that he has no ground to suppose that the subordinate Judges have failed in the exercise of a sound discretion, conviction having been obtained in all the cases touched, which will have the desired effect of inducing greater caution, and effecting great improvement in the Courts. The Court notice that these precautions and convictions following are creditable to the Principal Sudder Ameen, Syud Ahmud, the Sudder Ameen, Bukhtawur Singh, and to Abid Alee, Moonsiff of Sumbhul, by whom they were originated.

7. *The average duration of suits is shewn in the following Table:—*

Name and Designation of Officer.	1860. (Previous year.)			1861. (Year under review.)		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. A. Shakespear, Judge of Moradabad, ---	0	4	25	0	4	2
Syud Ahmud Khan, Principal Sudder Ameen, --- Moradabad,	0	4	0	0	2	13
Bukhtawur Singh, Sudder Ameen of ditto, ---	0	1	24	0	1	23
Mahomed Hossein, Sudder Ameen of Bijnour, --	0	1	26	0	1	29
Mahomed Hossein, Moonsiff of ditto, ---	0	1	24	0	1	26
Jeewun Kishen, 1st Grade Moonsiff of Dhampore,	0	1	4	0	1	29
Kumr-ood-deen, Moonsiff of Nugeenah, ---	0	1	9	0	1	27
Sotee Beharee Loll, ditto of Environs, --	0	1	6	0	1	13
Gopal Rae, ditto of Hussunpore, ---	0	1	15	0	1	23
Abid Alee, ditto of Sumbhul, ---	0	0	22	0	1	19
Shunker Doss, ditto of City, ---	0	1	25	0	1	19
Mankee Doss, ditto of Thakoordwara, ---	0	2	3	0	1	25
Burkut Allee, ditto of Amroha, ---	0	0	23	0	1	2
Cheda Lall, ditto of Billaree, ---	0	1	17	0	2	7

The Court regard the results attained in this respect to be generally satisfactory. The increased average of the Billaree Moonsiffee is sufficiently explained by the very large number of cases which were instituted in the beginning of May 1861, on account of the new Limitation Law; the disposal of which had necessarily to be deferred. The large mart of Chundowsee lies within this Moonsiffee, and the influx of cases during the first 3 days of May was very great.

8. *Personal attendance of parties to suits.*

Designation of Court and name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of non-attendance.	Total number of cases decided.	Per centage of cases of personal attendance to total cases decided.
	In which plaintiff was personally before the Court.	In which defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Judge's Court, (Mr. A. Shakespear,) ...	3	3	2	8	4	12	67
Principal Sudder Ameen's ditto, (Syud Ahmud Khan,) ...	26	35	44	105	70	175	60
Moradabad Sudder Ameen, (Bukhtawur Singh,) ...	93	122	255	470	152	622	76
Bijnour Sudder Ameen, (Mahomed Hossein Khan,) ...	16	21	81	118	7	125	94
Bijnore Moonsiff, (ditto,) ...	143	226	810	1,179	53	1,232	96
Dhampore ditto, (Jeewun Kishen,) ...	133	284	331	748	141	889	84
Nugeena ditto, (Kumr-ood-deen,) ...	56	467	182	705	213	18	77
Environs ditto, (Sotee Beharee Lall,) ...	148	129	631	908	39	947	96
Hussunpore ditto, (Gopal Rae,) ...	220	72	545	837	47	884	95
Sumbhul ditto, (Abid Ali,) ...	155	406	709	1,270	175	1,445	88
City ditto, (Shunker Doss,) ...	148	250	403	801	167	968	83
Thakoordwara ditto, (Mankee Doss,) ...	17	338	78	433	214	647	67
Amroha ditto, (Burkut Alee,) ...	209	72	586	867	19	886	98
Billaree ditto, (Cheda Lall,) ...	172	522	335	1,029	191	1,220	84
Total, ...	1,539	2,947	4,992	9,478	1,492	10,970	86

Mr. Sakespear observes that the people have now become familiar with the importance of personal attendance in the Civil Court, and mostly attend voluntarily. The Court are glad to notice so good a per centage of personal attendance in all the Courts. The voluntary extension of this important provision of the Code of Civil Procedure is particularly satisfactory.

9. *Operation of Section 243, Act VIII. of 1859.*

COURT.	Total No. of decrees executed, or put in execution during the year.	Number of decrees executed or in process of execution under Section 248, Act 8 of 1859.					No. of decrees executed by sale, or in execution under Section 248.	No. of decrees executed in other manner.	REMARKS.
		By appointment of a manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of the property.	Total.			
Judge's Court, ---	1	0	0	0	0	0	0	0	
Prinl. Sudder Ameen's Court,	428	0	0	0	0	0	90	336	
Sudder Ameen of Moradabad,	640	0	0	0	0	0	144	484	
Sudder Ameen of Bijnour, ---	174	0	0	0	0	0	35	139	
Moonsiff of do. ---	955	0	0	0	0	0	125	830	
Do. of Dhampore, ---	703	0	0	0	0	0	119	584	
Do. of Nugeenah, ---	712	0	0	0	0	0	37	675	
Do. of Environs, ---	878	0	0	0	0	0	48	830	
Do. of Hussunpore, ---	892	0	0	0	0	0	71	821	
Do. of Sumbhul, ---	1,291	0	0	0	4	4	103	1,184	
Do. of City, ---	1,082	0	0	0	0	0	37	1,045	
Do. of Thakoordwara,	563	0	0	0	0	0	78	485	
Do. of Amroha, ---	779	0	0	3	0	3	109	667	
Do. of Billaree, ---	1,116	0	0	0	0	0	135	981	
Total, ---	10,214	0	0	3	4	7	1,131	9,061	

The Judge remarks that in the previous year the Principal Sudder Ameen, in order to avert the sales proposed in 15 cases, that the decrees should be satisfied by lease of the property attached; and that these proposals were carried out in the year under review; also, that on the recommendation of the Revenue Authorities, sale was postponed in the cases noted marginally, on an arrangement, that the decrees should be satisfied by instalments.

Principal Sudder Ameen's Court, 2 cases.
Bijnour Sudder Ameen's Court, 4 cases.
Thakoordwara Moonsiffee, 1 case.

The Court observe that no effect would seem to have been given of their own action by the Civil Courts, in the year under review, to the Section 243, excepting by the Moonsiffs of Sumbhul and Amroha, in 7 cases altogether. The Court would again call the attention of the Judge to this important mitigation of process. During the year 1,131 sales in execution would appear to have taken place. It is probable that, in some of them, the milder process of Section 243 would have been found sufficient.

10. *Operation of Sections 244 to 248, Act VIII. of 1859.*

Zillah.	Civil Court.	Number of mouzahs and shares of mouzahs alienated in execution of decrees of Courts.								Remarks.
		Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.						
				Hereditary.		Other.		Total.		
		Entire mouzah.	Shares of mouzah.	Entire mouzah.	Shares of mouzah.	Entire mouzah.	Shares of mouzah.	Entire mouzah.	Shares of mouzah.	
Moradabad.	Judge, ---	0	0	0	0	0	7	0	0	
	Principal Sudder Ameen, ---	0	0	4	49	2	19	6	56	
	Sudder Ameen of Moradabad,	0	0	0	14	1	4	1	33	
	Sudder Ameen of Bijnore,	0	0	0	27	0	3	0	31	
	Moonsiff of ditto, ---	0	0	0	50	0	0	0	53	
	Ditto of Dhampoor, ---	0	0	0	44	0	0	0	44	
	Ditto of Nugeenah, ---	0	0	0	0	1	0	1	0	
	Ditto of Environs, ---	0	0	0	3	0	5	0	3	
	Ditto of Hussunpore, ---	0	0	0	5	0	0	0	10	
	Ditto of Sumbhul, ---	0	0	0	8	0	0	0	8	
	Ditto of City, ---	0	0	0	0	0	0	0	0	
	Ditto of Thakoordwara,	0	0	0	1	0	0	0	1	
	Ditto of Amroha, ---	0	0	0	8	0	0	0	8	
	Ditto of Billarce, ---	0	0	0	26	0	0	0	26	
	Total, ---	0	0	4	235	4	38	8	273	

In the year under review, the Collectorate Authorities, in no instances, proposed the temporary transfer of an entire mouzah or of its portions to another party. The Judge should have called on the Revenue Authorities for explanation of the cause of their inaction in this important matter. He will now do so, and forward such explanation as they may wish to submit. Four whole mouzahs have been sold; in respect to these full particulars are requested, whether the mitigatory provisions of Section 244 might not have been made applicable.

11. Fifty-one debtors were imprisoned in execution of decrees under Sections 273 to 283, Act VIII. of 1859, during the year under report, as compared with 105 debtors in the previous year. "This great discrepancy," the Judge observes, "can only be attributed to the distress prevailing in the district, in the year under review, during which judgment creditors wisely refrained from sending the debtors to Jail." The Court remark that this cause would seem to have generally operated elsewhere.

12. Syud Ahmud was Principal Sudder Ameen of the district throughout the year, and the details of his work were as follows :—

Name of Principal Sudder Ameen.	Average No. of regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
						M.D.		
Syud Ahmud Khan, ---	15	16	17	4	23	2 13	60.	

Of Syud Ahmud Mr. Shakespear observes: "The percentage column of decisions reversed or modified, speaks for his clear and sound judgment. I continue to entertain the highest opinion of Syud Ahmud Khan. His judgment is so clear, his energy so untiring, and his integrity so undoubted, that the value of his services cannot be too highly estimated." The Court continue to maintain the high opinion already entertained of this deserving Officer.

13. Rai Bukhtawur Singh was Sudder Ameen of the district of Moradabad during the year under review:—

Name of Sudder Ameen.	Average No. of regular cases finally disposed of per mensem.	Percentage cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at the close of the year at the average rate of work performed in the past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	REMARKS.
					M. D.		
Bukhtawur Singh, ---	52	9	26	1 month.	1 23	76	

The Judge remarks: "The figures in the above Statement shew the very satisfactory results of the work performed by this zealous and energetic Officer. I have had every reason to be satisfied with Bukhtawur Singh, and look upon him as an Officer far above the average in every qualification for the Judicial bench." The Court are glad to notice that Bukhtawur Singh has maintained, under Mr. Shakespear at Moradabad, the high character which he obtained originally in other districts.

14. Mahomed Hussun Khan was Sudder Ameen of the district of Bijnore throughout the year.

Name of Sudder Ameen.	Average No. of regular cases finally disposed of per mensem.	Percentage cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	REMARKS.
				M. D.	M. D.		
Mahomed Hussun Khan,	10	22	32	2 6	1 2	94.	

Mr. Shakespear remarks: "By reference to this Officer's work in the following (Moonsiffee) Table, it will be seen that his average of cases disposed of is "highly satisfactory. He still continues to try suits generally with one or both "of the parties before him; and no fear need be entertained that in such a "matter he would exercise his power injudiciously." This Officer, the Court observe, has got through a very large amount of work; his decisions in his capacity of Sudder Ameen and Moonsiff on their merits, yielding the high average monthly number of 49: the Court's minimum being 30. The Court notice that 132 cases out of the total number here referred to, were decided by arbitration; the Sudder Ameen having had resort to this mode of decision more largely than any other Court in this zillah.

15. The following Statement shews the general results of the work performed by each Moonsiff during the year:—

Moonsiffee.	Name of Moonsiff	Average No. of regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	No. of days work left pending at close of year at average rate of work performed in past year.		Average duration of suits.	Percentage of cases in which one or both parties personally attended, to total No. finally disposed of.	Remarks.
					M.	D.	M. D.		
Bijnore,	Mohummud Hussun,	103	2	7	1	9	1 26	96	
Dhampore,	Jeewunkishen,	74	2	17	1	26	1 29	84	
Nugeenah,	Kumr-ood-deen,	77	5	60	2	11	1 27	77	
Environs,	Sotee Beharee Lall,	79	5	34	1	27	1 13	96	
Hussunpore.	Gopal Rae, ---	74	2	40	0	14	1 23	95	
Sumbhul,	Abid Ali, ---	120	2	56	1	2	1 19	88	
City,	Shunker Dass,---	81	3	25	1	7	1 19	83	
Thakoor-dwara,	Mankee Dass,---	54	2	15	2	11	1 25	67	
Umroha,	Burkut Ali, ---	74	4	19	1	0	1 2	98	
Billaree,	Cheda Lall, ---	102	3	16	1	15	2 7	84	

Of the Moonsiffs, Mr. Shakespear has observed: "*Mohomed Hussun, Moonsiff of Bijnore*, decided 1,232 cases in the year under review, from which 29 appeals were brought within the year; in 2 cases only were his decisions reversed by the Principal Sudder Ameen. I confirmed 11 of his decisions, and 9 decisions were upheld by the Principal Sudder Ameen."

Jeewun Kisken, 1st Grade Moonsiff of Dhampore.—"The results are very creditable to this Officer, and I continue to place entire reliance in him." This Moonsiff has, the Court observe, been promoted to the 2nd Grade.

Kumr-ood-deen, Moonsiff of Nugeenah.—"The Court will see from the out-turn of his work that he is not an Officer on whose judgment and administration confidence can be placed." This Officer's services have been dispensed with, in the course of the reductions recently carried out.

Sotee Beharee Lall, Moonsiff of Environs.—"I have found this Officer's judgment generally good, and continue to regard him as a hardworking and trustworthy Judge." This Moonsiff has been maintained in office under the new arrangements.

Gopal Rai, Moonsiff of Hussunpore.—"Although I had no occasion myself to interfere with the decisions of this officer, the reversals by the Principal Sudder Ameen exceeded the cases upheld by him; and the percentage is, consequently, not so good as for most of the other Moonsiffs. I have had no cause to find fault with Gopal Rai during the year under review." Gopal Rai has lost office in consequence of the reductions. The name of this Officer, who is not however of long standing, will be retained for the present on the Court's list.

Abid Ali, Moonsiff of Sumbhul.—"This Officer has disposed of a larger amount of work than any other Moonsiff, and the high percentage is clearly owing to this. I have every reason to approve of Abid Ali's judgment and zealous performance of his duties." This Moonsiff has been retained in office in the recent reduction of Moonsiffs.

Shunker Dass, Moonsiff of City of Mooradabad.—"Has performed his work very satisfactorily, and I continue to entertain a high opinion of him." This Officer has been maintained in office in the recent re-distribution of the judiciary.

Mankee Dass, Moonsiff of Thakoordwara.—"The work of this Moonsiff is comparatively light. His decisions appear to give satisfaction, and I have had no cause to find fault with him." Mankee Dass has lost office during the reductions of the Moonsiffee Establishment.

Burkut Ali, Moonsiff of Umroha.—"The remarks which I recorded last year unfavorable to this Officer's judgment, have had a beneficial effect upon this Officer, and he has come out very well during the year under review." Burkut Ali has lost office in the recent reduction. He has, the Court are informed, some claim on the State, in consequence of his valuable services during the siege and after the capture of Delhie. The Court will come to an early decision, whether Burkut Ali should be kept on the Court's list for further employment as a Moonsiff or not.

Cheda Lall, Moonsiff of Billaree.—"This Officer has performed a large amount of work, and deserves much credit for the satisfactory results shewn. He has within his Moonsiffee the large mart of Chundousee, from which a large number of troublesome cases come, but notwithstanding this his percentages are very satisfactory. This Moonsiff has been retained in office, notwithstanding the reduction in the Moonsiffs.

16. The Financial results of the Muzkooree and Tullubana Returns as exhibited in the following Table: —

Name of Court.	Number of Peons.	Amount of Tullubana after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
Judge's Court, ---	9	337 12 6	249 5 4	88 7 2	0	
P. S. Ameen's Court, ---	20	1,856 12 6	1,080 0 0	776 12 6	0	
Moradabad Sudr. Ameen,	20	2,281 9 10	1,080 0 0	1,201 9 10	0	
Bijnore Sudder Ameen, Ditto Moonsiff,	36	3,847 8 0	1,917 2 6	1,930 5 6	0	
Dhampore Do. ---	24	1,700 12 3	1,281 12 5	418 15 10	0	
Nugeenah Do. ---	16	1,736 10 0	864 0 0	872 10 0	0	
Environs Do. ---	24	1,706 0 9	1,296 0 0	410 0 9	0	
Hussunpore Do. ---	20	2,082 1 9	1,080 0 0	1,002 1 9	0	
Sumbhul Do. ---	24	2,020 14 9	1,296 0 0	724 14 9	0	
City Do. ---	20	1,463 6 3	1,080 0 0	383 6 3	0	
Thakoordwara Do. ---	14	1,224 15 9	756 0 0	468 15 9	0	
Umroha Do. ---	26	1,693 12 6	1,370 9 7	323 2 11	0	
Billaree Do. ---	30	2,360 0 3	1,617 4 0	742 12 3	0	
Total, ---	283	24,312 5 1	14,968 1 10	9,344 3 3	0	

Shewing a surplus of Rs. 9,344-3-3 at the close of the year, after deducting expenses of Establishment, speak to the good management of the new muzkooree system by the Courts of Moradabad, and the successful superintendence of Mr. Shakespear.

17. The net gain to Government accruing from the sale of stamps in the Courts subordinate to the Judge, after deduction of the costs of those Courts amounted to Rs. 68,478-0-3; results which are satisfactory.

Court.	Average value of stamps filed.	Amount ordered to be refunded for razeenamah.	Net Total.	Cost of subordinate Judges' salaries and establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
Judge's Court, ...	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	The salary of Judge and cost of his Establishment is excluded from this Statement.
Principal Sudder Ameen's Court,	15,930 0 0	2,096 0 0	13,834 0 0	6,600 0 0	7,234 0 0		
Moradabad Sudder Ameen, ...	16,460 8 0	2,573 0 0	13,877 8 0	3,960 0 0	9,927 8 0		
Bijnore	6,600 8 0	868 0 0	5,732 8 0	3,960 0 0	1,772 8 0		
Ditto	10,760 0 0	1,212 0 0	9,548 0 0	0 0 0	9,548 0 0		
Moonsiff, Dhampore	6,592 8 0	455 0 0	6,137 8 0	2,280 0 0	3,857 8 0		
Ditto, Nugeena	6,930 2 6	611 0 0	6,319 2 6	1,680 0 0	4,639 2 6		
Ditto, Environs	6,314 8 0	453 0 0	5,861 8 0	1,680 0 0	4,181 8 0		
Ditto, Hussunpore	5,690 8 0	519 0 0	5,171 8 0	1,680 0 0	3,491 8 0		
Ditto, Sumbhul	8,965 8 0	706 8 0	8,259 0 0	1,680 0 0	6,579 0 0		
Ditto, City	5,854 4 0	677 0 0	5,177 4 0	1,680 0 0	3,497 4 0		
Ditto, Thakoordwara	4,341 4 0	147 0 0	4,194 4 6	1,680 0 0	2,514 4 6		
Ditto, Amroha	6,923 8 0	533 0 0	6,390 8 0	1,680 0 0	4,710 8 0		
Ditto, Billaree	9,516 0 0	1,310 8 0	8,205 8 0	1,680 0 0	6,525 8 0		
Total, ...	1,10,879 3 0	12,161 0 0	98,718 3 0	30,240 0 0	68,478 3 0	0	

18. The total value of suits, original and appeals, litigated during the year under review, amounted to Rs. 17,06,912, and the costs to Rs. 12,37,954; giving an average percentage of costs to value of Rs. 14, and of costs per suit, of Rs. 21. The Court will review this return in connection with the returns from other zillahs.

19. Mr. Alexander Shakespear was Zillah Judge throughout the year, and disposed of 12 original suits and 193 appeals, sitting 169 days for the disposal of Civil business, as compared with 61 days in the previous year.

20. The Court learn with satisfaction that the provisions of the Code of Civil Procedure are generally acted up to in the subordinate Courts of this district.

21. Mr. Shakespear, in mentioning that the Principal Sudder Ameen and Sudder Ameen of Moradabad have removed their respective offices into the new Court House, states that these Officers complain that owing to the flooring not being pucka, there is constant danger from whiteants. This is a matter of much importance, but should be made the subject of a special report, which the Court will lose no time in submitting for the orders of Government. It cannot be dealt with in the Yearly Administration Report.

22. In respect to Mr. Shakespear's remarks on the accommodation of Moonsiffee buildings, special report should be made with reference to the new locations of Moonsiff's three months before the submission of the new Budget is required.

23. The Court learn with great satisfaction that, after giving the subject his best attention, the Judge is satisfied that the evils of cliquedom among Amlah do not exist in the Moradabad Judgeship, and they trust this important subject will not be lost sight of by Mr. Shakespear's successor. It is also a source of satisfaction to know that a great improvement has been observed in the decisions of the subordinate Judges, which are now generally less diffuse and prolix than formerly.

24. The Court are glad to be able to pronounce a favorable opinion on the result of the Civil Administration of the past year in Moradabad. The duties of the Courts appear to have been well and zealously performed. It is true that the judiciary was much larger than the wants of the zillah required, and has now been considerably reduced. But the Court have every expectation of the results of the current year being equal, in every respect to the last. They thank Mr. Shakespear for his careful supervision, and for the punctuality with which the Returns of the year, and this Report have been submitted.

ORDER.—Ordered, that a copy of this Resolution be forwarded to the Judge of Moradabad, for his information and guidance, and that another copy be submitted to Government.

JAMES SIMSON,
Register.

No. 731.

RESOLUTION of the Court of Sudder Dewanny Adalnut, North Western Provinces. Dated Agra, the 24th February 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and Alex. Ross, Esqrs.

Officiating Extra Judges,—W. Wynyard, and W. Edwards, Esqrs.

READ a letter No. 1, dated 8th instant, from Henry Vansittart, Esquire, Judge of Bareilly, submitting his report on the Administration of Civil Justice in that district, during the year 1861, accompanied by the prescribed statements:

1. *Regular Files.*

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1860.		1861.		Above 1 year.		Total pending.	
	1860.	1861.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, ...	391	402	229	268	360	387	0	0	112	171
Principal Sudder Ameen, ...	296	613	329	386	463	554	0	0	191	231
Moonsiffs, ...	3,955	9,134	3,602	4,603	6,313	8,160	0	0	481	1,446
Total, ...	4,642	10,149	4,160	5,257	7,136	9,101	0	0	784	1,848
Increase, ...	0	5,507	0	0	2,976	3,844	0	0	0	1,064
Decrease, ...	0	0	0	0	0	0	0	0	0	0

The operation of the Limitation Act, which has every where multiplied Civil litigation, has produced in the past year, very marked effects in the immense increase in litigation in Bareilly. The institutions have nearly doubled in the Court of the Principal Sudder Ameen; while, in the Moonsiff's Courts they are considerably more than double the number instituted in 1860. All the officers presiding in the Civil Courts, deserve great credit for the exertion by which this inundation of Civil suits has been met. The Judge has got through an amount of work, which is calculated by the Courts' rates to occupy 231 days, though he sat actually, only 127 days. The Principal Sudder Ameen has decided on the merits and *ex parte*, on an average, 29 cases monthly; the Court's minimum being 25. The Moonsiffs have decided on an average, each, 50 cases per mensem, on their merits and *ex parte*; the Court's minimum being 30. The files shew as might have been expected, some increase but it is very creditable the number of pending cases has not been greater.

2. The following Statement shews the number and proportion per cent. of cases decided upon their merits, as compared with the number of cases disposed of in other ways:

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	*Total number of cases disposed of during the year.*								
		Ex parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits	Total.	Proportion per cent. of cases decided on their merits to the Total No. decided.	Remarks.
Judge, ...	Mr. Henry Vansittart, ...	1	3	16	8	19	340	387	88	
P. S. Ameen, ...	Mahomed Kasim Ali Khan, ...	73	120	18	16	75	252	554	45	
Moonsiff of Bareilly, ...	Ubdool Basit Khan, ...	226	441	17	8	385	377	1,454	26	
„ of Suburbs Do, ...	Jugdumba Pershad, ...	413	686	74	22	633	354	2,180*	16	* 4 Nonsuited.
	Mukhun Loll, ...	0	19	0	1	27	45	92	49	
„ of Beesulpore, ...	Mobarik Baz Khan, ...	4	14	0	11	17	27	73	37	
	Nund Kishore, ...	12	67	1	3	21	58	162	36	
	Sheo Narain, ...	69	137	6	103	57	88	461†	19	† 1 Nonsuited.
„ of Pillibheet, ...	Muksood Ali Khan, ...	79	216	12	109	150	336	902	37	
„ of Khumnuggeer, ...	Wuzeer-ood-deen, ...	365	557	0	1	80	251	1,254	20	
„ of Suheswan, ...	Umanut Hossein, ...	301	251	2	23	85	67	730‡	9	‡ 1 Nonsuited.
	Ufee-ood-deen, ...	330	309	2	26	77	100	846§	12	§ 2 Nonsuited.
	Total, ...	1,878	2,820	148	331	1,626	2,295	9,101¶	25	¶ 3 Nonsuited.

Mr. Vansittart observes: "The litigation in the Judge's Court has, this year, been important, and the work real. In the Principal Sudder Ameen's Court, as the rule, suits always are litigated, and many entries, both in mine, and in his Court, are made as settled by arbitration, when in reality there had been more than one hearing. In this exceptional year, the new law forced into Court, many suits which otherwise would not have been heard of; and this accounts in a measure for the very large percentage of suits withdrawn or otherwise adjusted." The Court remark that the results of this year are admittedly exceptional. Making every allowance for this, however, the differences in the returns for the several Moonsiffees are very striking, and call for the attention of the Judge. The general average of decisions on the merits, viz., 32 per cent. is good. But, while some have attained to 36 per cent. and 37 per cent., and one to 49 per cent., there are others as low as 19, 16, 12, and 9. It would be well for the Judge to direct the Moonsiffs to submit a half-yearly memorandum, in the above form, with their own explanations of any excess in the several modes in which cases are disposed of, otherwise than on their merits; and of any deficit in the latter mode of determination.

3. *Miscellaneous Cases.*

	Instituted.		Decided.				Pending.		
			1860.	1861.			Above 1 year.	Total pending on 1st January.	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st Jany. 1862.	On 1st Jany. 1861.	1862.
Judge, ...	127	105	94	121	105	120	0	0	56
Principal Sudder Ameen, ...	551	612	194	517	220	620	0	0	227
Moonsiff, ...	4,303	5,673	3,036	5,007	3,819	6,490	0	0	710
Total, ...	4,981	6,390	3,324	5,645	4,144	7,230	0	0	993
Increase, ...	0	1,409	0	0	820	1,585	0	0	0
Decrease, ...	0	0	0	0	0	0	0	0	7,363

This Statement shews a very considerable increase of work, efficiently got through, the pending files being, nowise encumbered.

4. *Execution of Decrees.*

Year.	Court.	Number of Application for Execution of Decrees.			Percentage of Column 2 to Column 5.
		Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1860,	Judge,	6	10	3	19	32
	Principal Sudder Ameen,	146	135	168	449	33
	Moonsiff of Bareilly,	242	93	223	558	43
	" of Suburbs Bareilly,	167	96	192	455	37
	" of Beesulpore,	102	85	184	371	27
	" of Pillibheet,	101	42	79	222	45
	" of Suheswan,	287	244	456	987	29
	" of Islamnugger,	176	171	296	643	27
	Total,	1,227	876	1,601	3,704	33
1861,	Judge,	30	6	2	38	79
	Principal Sudder Ameen,	175	171	211	557	31
	Moonsiff of Bareilly,	232	239	232	703	33
	" of Suburbs Bareilly,	240	155	287	682	35
	" of Beesulpore,	78	46	256	382	21
	" of Pillibheet,	142	57	58	257	55
	" of Suheswan,	332	277	542	1,141	28
	" of Islamnugger,	219	175	474	868	25
	Total,	1,438	1,126	2,062	4,626	31

The Judge writes, " Considerable diligence has been shewn in the execution of decrees. My own responsibility in this Miscellaneous Department was, this year, the most important that the execution of decrees given by the Special Commissioner has been taken out in the Judge's Court, and has involved some official correspondence with the Collector who represented Government, and who often was in possession, and had been cast as defendant. In several of the subordinate Courts, great diligence has been shewn." The Court observe that the exceptional character of the litigation of the past year has affected these returns particularly. Many cases having, no doubt, been instituted in which the plaintiffs never intended or expected to have to sue out execution. The percentage of 31, attained in decrees, completely executed is, nevertheless, favorable, compared with the general results obtained, and Bareilly stands 6th in the list of Zillahs classified in order of their successful percentage of completely executed decrees; the highest percentage attained being 50 per cent.

5. *Appeals under Act X. of 1859.*

Name and Designation of Revenue Officer.	Appeals pending at close of 1860.	Instituted during 1861.	Total.	Disposed of during 1861.				Pending at close of 1861.	Percentage of cases reversed or modified to total cases disposed of.	Number of suits instituted during 1861 before Revenue Authorities.	Number of cases disposed of by Revenue Authorities.	Percentage of cases appealed to the number decided.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.					
Mr. J. D. Inglis, Collector of Bareilly, ---	0	4	4	2	1	0	3	1	33	43	34	12
„ H. R. Clarke, Joint Magistrate and Deputy Collector, Bareilly,	2	6	8	3	1	2	6	2	16	329	318	2
„ J. Clarke Deputy Collector, ditto, ---	1	0	1	0	1	0	1	0	100	0	0	0
„ H. R. Wilson, ditto, ditto, ---	0	5	5	1	1	0	2	3	50	437	418	1
„ S. M. Moens, Assistant Collector, ditto, ---	1	1	2	0	2	0	2	0	100	15	36	3
„ C. H. T. Crosthwaite, Asst. Collector, ditto, ---	0	1	1	0	0	0	0	1	0	247	247	4
Sheikh Khyrooddeen, Deputy Do., ditto, ---	5	37	42	4	14	3	21	21	66	796	789	4
Moonshee Goolzaree Lall, ditto, ditto, ---	1	0	1	0	1	0	1	0	100	0	0	0
Mr. A. C. Lyall, Joint Magistrate, Pillibheet, ---	1	2	3	1	2	0	3	0	66	52	62	3
„ C. H. T. Crosthwaite, ditto, ditto, ---	0	2	2	1	1	0	2	0	50	0	0	0
„ J. C. Colvin, ditto, ditto, ---	0	2	2	0	0	0	0	2	0	118	84	3
BUDAON.												
Mr. C. P. Carmichael, Officiating Collector, ---	0	2	2	0	0	0	0	2	0	645	27	7
Moonshee Sulamut Race, Deputy Ditto, ---	0	1	1	0	0	0	0	1	0	0	332	3
Mr. E. Waterfield, Joint Magistrate and Deputy Collector, ---	0	0	0	0	0	0	0	0	0	0	27	0
„ D. M. Inglis, Assistant Ditto, ---	0	0	0	0	0	0	0	0	0	0	299	0
Total, ---	11	63	74	12	24	5	41	33	0	2,682	2,673	0

Mr. Vansittart has recorded the following observations on the operation of Act X. of 1859, "Act X. of 1859 is a most important Act. It has lately been proposed to the Collector that the regular pleaders should practice in his Court; and the arrangement has been accepted by him. Whatever may have been the spirit of the law; by the letter of it as construed in this Court, the landlord is generally succeeding in raising rents on the tenants. The world has advanced; Rohilcund has grown vastly in wealth; the land is now most valuable, where once it was valueless; and for myself, estimating an hereditary cultivator at fixed rates as obstructive to progress; and annoying as it would be to have an hereditary mill-driver in a Manchester Cotton Mill, it has not been without satisfaction, I have seen that the principle of the Act is in favor of the landlords. Before I was taken ill, there was one case of appeal on my file so important in its results that to gain time, as well as to secure a more complete investigation, I referred it back to the Deputy Collector; and the pleaders have assured me that thousands of suits would be filed, should my decision be in favor of the landlord, or should such a decision be supported by the Judges. Too great attention cannot be given to the working of this Act. Politically and legally it is important. Few men will by the fee simple of these lands, when it may be ruled, the purchaser's interest is no more than an annuity. Politically these cultivators of small plots at perpetual fixed rates lay out neither capital nor labor on their land, which produces not one-half of the produce, which, under happier circumstances, would be grown. Legally the results are clearly great." The Court entirely agree with the Judge in the view which he takes in the importance of this Act, which is undoubtedly a highly important, as well as a valuable enactment; and the right working of which will bring about a most desirable result, which has hitherto been most imperfectly attained; viz., that of clearly defining the rights and liabilities of cultivators, possessing the right of occupancy or otherwise, both to the retention of their tenures, and in respect to the terms on which they may retain them. The number of cases disposed of by the Revenue Authorities under Act X. of 1859 was, during the past year, 2,673, of which only 63 cases were appealed, being little more than 2 per cent. It is very satisfactory to find the proportion of appealed cases to be so small. The number is indeed so small as to render the percentage of cases modified and reversed, of no value. The Court have sent Extract from the Judge's report, referring to the operation of Act. X. with Extract from this Resolution, for the information of the Board.

6. In regard to the *operation of Section 24, Act VIII. of 1859*, Mr. Vansittart observes: "In the district of Bareilly there have been several severe sentences passed for perjury generally, as is well known to the Judges. But fewer committals have been made for false verification of plaints. For me to say that in such a Judgeship as Saheswan, there are no false complaints, would be to write what is not true. But at Bareilly itself, there is a terror of perjury such as is new in the history of this country. I cannot in one year hope to purify the Courts; but that the moral atmosphere is cleared can certainly be asserted."

The statement of such cases shews the following results:—

Name of Court and Designation of Officer.	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Remarks.
Mr. Henry Vansittart, Judge, ...	3	3	3	0	Two punished by the Magistrate and one acquitted by the Sessions Judge in appeal.
Mahomed Kasim Ali Khan, Principal Sudder Ameen, ...	1	1	0	1*	* By the Sessions Judge.
Abdool Busit, Moonsiff of Bareilly, ...	0	0	0	0	
Jugdumba Pershad, Ditto of Suburb Bareilly, ...	0	0	0	0	
Sheonarain, Ditto of Beesulpore, ...	0	0	0	0	
Muksood Ali Khan, Ditto of Pillibheet, ...	1	1	0	0	Pending before the Sessions Judge.
Wuzeer-ood-deen, Ditto of Islamnugger, ...	2	2	2	0	
Ally-ood-deen, Ditto of Suheswan, ...	0	0	0	0	
Total, ...	7	7	5	1	1 Pending before the Sessions Judge.

The Court observe with satisfaction that the attention of the Judge has been directed to the correction of this great evil attaching to our Courts. The prosecution, have not been numerous; but the Court are glad to observe that conviction was obtained in a case committed by Wuzeer-ood-deen, Moonsiff of Islamnugger, shewing that the commitment has been judiciously made.

7. *Average duration of suits.*

Name and Designation of Officer.	1860.			1861.		
	Years.	Months	Days.	Years.	Months	Days.
Mr. Henry Vansittart, Judge, ---	0	5	24	0	3	13
Mahomed Kasim Alee Khan, Principal Sudder Ameen, --- --- ---	0	6	14	0	3	24
Ubdool Basit Khan, Moonsiff of Bareilly, --- --- --- --- ---	0	1	26	0	1	24
Jugdumba Pershad, Do. of Suburb Bareilly, --- --- --- --- ---	0	1	23	0	1	28
Sheonarain, Do. of Beesulpore, ---	0	1	18	0	3	17
Muksood Ali Khan, Do. of Pillibheet, --- --- --- --- --- ---	0	1	3	0	2	9
Ally-ood-deen, Do. of Suheswan,	0	2	22	0	3	5
Wuzeer-ood-deen, Do. of Islamnugger, --- --- --- --- ---	0	3	18	0	2	21

On this subject the Judge remarks, "The average duration of suits continues to fall, and but for the action of the limitation law, would have fallen lower. It is true the work of a Moonsiff having jurisdiction over 30 miles can never be equal in rapidity to the action of a Small Cause Court, even were it desirable, too great haste in judicial matters, seeing how inconvenient it is for a peasant sometimes to leave his fields; how frequently he attends without those proofs which, with patience, he can produce, is to my mind injurious to the more ignorant classes; who, at the best, are often at the mercy of the more cunning money-lenders. In June and July my own Court was swamped with appeals. At the time my work was so well in hand that I confidently expected to reduce the average to six weeks. In my exertions to meet this sudden increase, I lost my mental health, and now am going home an invalid, when otherwise, I might usefully have served for some years, and the same influence has held in all the Native Judgeships. In one quarter's Return, the average had fallen to 28 days, when it was doubled by the new law." The Court recognize the great improvement in duration of cases, of which the credit must greatly be given to the exertions and superintendence of the Judge, Mr. Vansittart. The Court learn with much regret how much this zealous exertion has told upon his own health, and offer him their best wishes for speedy restoration.

They attribute the exceptional results in Beesulpore and Suheswan to the extraordinary influx of business, and entirely concur in the remarks recorded by the Judge deprecating any undue hurry or haste.

8. *Personal attendance of parties to suits.*

Designation of Court and Name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by summons.			Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. Henry Vansittart, Judge, ...	98	51	116	269	118	387	70
Kasim Alee Khan, Principal Sudder Ameen, ...	110	81	188	379	175	554	68
Ubdool Basit, Moonsiff of Bareilly, ...	259	781	272	1,312	142	1,454	90
Jugdumba Pershad, Do. of Suburb Bareilly, ...	371	834	600	1,805	381	2,186	83
Sheonarain, Do. of Beesulpore, ...	88	217	163	468	320	788	59
Muksood Ali Khan, Do. of Pillibheet, ...	72	66	191	257	647	904	28
Wuzeer-ood-deen, Do. of Islamnugger, ...	385	9	115	509	745	1,254	41
Ally-ood-deen, Do. of Suheswan, ...	578	263	126	967	609	1,576	61
Total, ...	1,961	2,306	1,699	5,966	3,137	9,103	65

The Court observe with satisfaction that the Judge confirms what has been stated by other Judges as to the general popularity and extension of personal attendance. They believe that much difference obtains in the mode of filling up this Return, and will adopt a new wording for the current year by which uniformity will, it is hoped, be obtained.

"Men now sometimes complain and ask for review of judgment, if accidentally a decree has been given in their absence. It is a most popular measure this of personal attendance."

9. *Operation of Section 243, Act. VIII. of 1859.*

Court.	Total No. of decrees executed or put in execution during 1861.	No. of Decrees executed or in process of execution under Section 243, Act VIII. of 1859.					Number of Decrees executed by sale or in execution under Section 248, Act VIII. of 1859.	Number of Decrees executed in other manner.	Remarks.
		By appointment of a Manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of the property.	Total.			
Judge, --- --- --- ---	62	0	0	0	0	0	7	33	
Principal Sudder Ameen,	775	4	15	0	8	27	342	433	
Moonsiff of Bareilly, ---	761	0	0	0	0	0	23	683	
„ of Suburb Bareilly,	829	0	0	0	0	0	130	680	
„ of Beesulpore, ---	594	0	0	0	0	0	66	377	
„ of Pillibheet, ---	310	0	4	0	1	5	47	258	
„ of Islamnugger, ---	986	0	0	0	0	0	169	817	
„ of Suheswan, ---	1,236	0	0	0	0	0	225	730	
Total, --	5,513	4	19	0	9	32	1,009	4,011	

Mr. Vansittart says, "Great pains has been shewn towards honest-minded debtors. I am one who sympathizes with the cultivator or small land-holder, too often involved by a combination of creditors. At the same time none can say that judgment-holders have met with neglect at our hands." The Court are glad to notice that a beginning has been made of giving effect to the mitigatory provisions of Section 243, Act VIII. of 1859.

10. *Operation of Sections 244 to 248, Act. VIII. of 1859.*

Zillah.	Civil Court.	No. of mouzahs and shares of mouzahs alienated in execution of decrees of Civil Court.								Remarks.
		Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.						
				Hereditary.		Other.		Total.		
		Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	Entire mouzahs.	Shares of mouzahs.	
Bareilly.	Judge, ---	0	0	0	3	0	0	0	3	
	Principal Sudder Ameen, ---	0	0	1	24	0	2	1	26	
	Moonsiff of Bareilly, ---	0	0	0	18	1	4	1	22	
	„ of Suburb Bareilly,	0	0	0	0	0	0	0	0	
	„ of Beesulpore, ---	0	0	0	2	0	4	0	6	
	„ of Pillibheet, ---	2	0	0	0	0	0	2	0	
	Total, ---	2	0	1	47	1	10	4	57	
	Principal Sudder Ameen, ---	0	0	1	29	0	3	1	32	
	Moonsiff of Islamnugger, ---	0	6	0	72	0	0	0	78	
	„ of Suheswan, ---	0	15	0	83	0	28	0	126	
	Total, ---	0	21	1	184		31	1	236	

" In Bareilly," observes Mr. Vansittart, " The Collector, and Deputy Collector, Mr. R. Clarke, are much in favor of the new measure. In Budaon, the Collector has recorded his opinion that the policy is unsound. Hence the difference." The Judge's remark is not quite clear. In Bareilly, in which he considers the Revenue Authorities to be favorable to the mitigatory provisions of Section 244, it has been acted on, in 2 cases; these indeed, being entire mouzahs. In Budaon, where the Collector is believed by the Judge to be less favorable to the measure, action has been taken under the Section in 21 cases. This result scarcely bears out Mr. Vansittart's supposition. Probably he alludes to the results shewn in Column 6, viz., in Bareilly 47 shares of hereditary estates permanently, alienated, to 184 in Budaon. This difference is certainly striking. Perhaps the different pressure of the late famine may account for it sufficiently. The Court observe that the arrangement by instalment, noted in his remarks, must be held to be independent of any action under the Section 244, because it is not warranted by it.

11. Fifty-one debtors were imprisoned in execution of decrees in the year under review, as compared with fifty in the previous year.

12. *Moulvie Mahomed Kasim Ali Khan* was Principal Sudder Ameen during the year. The details of his work are shewn below :

Name of Principal Sudder Ameen.	Average number of regular cases finally disposed of per mensem.		Percentage cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
					M. D.	M. D.		
Moulvie Mahomed Kasim Ali Khan,	38	8	24	45	5 0	3 24	68	

Regarding this Officer, Mr. Vansittart has recorded the following remarks:— "It caused us all great concern when it was understood that the Principal Sudder Ameen was to be removed. He is incorrupt, patient, a good judge, and free from fanatical or religious influences, too often ruling the minds of Mahomedan gentlemen, and his loss to us would have been great. In 1859 and 1860 he had been a great invalid, rheumatism often crippling his hands and wrists. This year his health has wonderfully improved, and I have dissuaded him from his intention of applying for his pension. He too has adapted himself to the more rapid action now demanded by our Laws, and the Judges, I feel assured, will be well satisfied with results during the year under review, which, as I have repeated before, is an exceptional year. If it be true that the powers of Moonsiffs are to be enlarged, then will the Judge receive greater assistance at the hands of the Principal Sudder Ameen, who now is over-burdened with work, and who in this district should have been supported by a Sudder Ameen." Commendation has already been given to the assiduity of this Principal Sudder Ameen; and the improvement in the duration of cases in his Court has been noticed. The proportion of cases in which parties attended personally appears somewhat small. The Court, who regard the very long continuance in one zillah of a Principal Sudder Ameen with disfavor, had been led by a mistaken Return to believe that Kasim Ali Khan had been much longer at Bareilly than appeared on further information to be the

case; and were glad to attend to the recommendation of the Judge that he should remain there for the present. They believe Kasim Ali Khan to be a very deserving old officer. A Sudder Ameen has, under the new arrangements, been posted to Bareilly.

13. The following statement shews the general results of the work performed by each Moonsiff throughout the year:—

Moonsiffee.	Name of Moonsiff.	Average number of regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	No. of days work left pending at close of year at the average rate of work performed in past year. M. D.	Average duration of suits. M.D.	Percentage of cases in which one or both parties personally attended to total number finally disposed of.	Remarks.
Bareilly, ...	Abdool Basit, ...	121	6	30	1—16	1-24	90	
Suburb Bareilly, ...	Jugdumba Pershad, ...	182	3	42	0—18	1-28	83	
Beesulpore, ...	Mukhun Loll, ...	62	9	88	...	...	...	
	Mobarick Bag Khan, ...	52	15	73	...	...	...	
	Nund Kishore, ...	108	10	64	...	...	...	
	Sheonarain, ...	102	2	0	*4—10	3-17	59	* Calculating at the rate Sheonarain has worked during 4½ months, we have 2 months 23 days.
Pillibheet, ...	Muksood Ali Khan, ...	75	4	45	3—6	2—9	28	
Islamnugger, ...	Wuzeer-ood-deen, ...	104	3	58	3—2	2-21	41	† Calculating at the rate Ullee-ood-deen has worked during 4½ months, we have 1 month 12 days.
Suheswan, ...	Amanut Hosscin, ...	100	2	72	...	...	...	
	Ullee-ood-deen, ...	211	35	0	† 2—8	3—5	61	

Of these Officers, the Judge has observed: "More industrious Judges than *Moulvie Abdool Basit* of the City, and *Moonshie Jugdumba Pershad* of the suburbs, it would be impossible to find. But that they are young men, their health would have failed under their great exertions this past year. And it is sad to me to know that their minds are uneasy as regards their position. I have tried to reassure them, thinking it impossible that worthy servants as they are should be dismissed for financial considerations." These Moonsiffs have been retained in office under the new judiciary arrangements.

14. "The Moonsiff of Pillibheet, *Mnksood Ali Khan*, has had less to do; but by priority he holds the 1st rank in this district. His name stands high, both among Europeans and Natives." The Court note that this Officer has been promoted to the 2nd Grade.

15. "*Moulvie Wuzeer-ood-deen*, Native Judge of Islamnugger, is an old man, but a worthy servant. He has reached that term of life that he does not look so much for advancement as for permission to hold his present position." Despite his advanced age, this deserving old Officer has been retained in office.

16. "The Judges of Beesulpore* and Suheswan † are under trial; they have both worked diligently since they entered this district, but both had been censured by the Judges." Both these Officers have been retained in office; but with reference to the latter, copy of Mr. Vansittart's remarks will be sent to Mr. Bramley, Officiating Judge of Allygurh, where Amanut Hossein has been now posted, for his information, and with a view to elicit his opinion on Amanut Hossein at the close of the year.

* Seonarain.

† Amanut Hossein.

17. Mr. Vansittart concludes his remarks on the character and qualifications of the Judicial Officers of Zillah Bareilly with the following observations:—"It has been well understood that this was a year of trial, and the results are such that we may reasonably trust that the unpopular Small Cause Court will not be extended to this Judgeship. Many look upon it with dread, few admitting that in this land of chicanry and perjury, any Judge can be so vigilant as never to be deceived or misled. It is the *right* of appeal, but seldom used, for which men contend."

18. That the new *Muzkoorie system* has been well worked by the Judges of the several Courts of Bareilly under Mr. Vansittart's superintendence is sufficiently evidenced by the highly favorable result obtained, there being a surplus of Rs. 7,067-13-1 at the close of the year after deducting cost of Establishment, as shewn in the following Return:—

Name of Court.	Number of Peons.	Amount of Talubana after payment of ¼ to the Nazir of the Court.			Amount of Salary of Peons.			Surplus at close of year.			Deficit.	Remarks.
		Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.		
Judge, ...	8	551	5	5	412	0	0	139	5	5		
Principal Sudder Ameen, ...	24	1,615	8	9	1,194	4	0	421	4	9		Ranged between 34 & 19 now 24
Moonsiff of Bareilly, ...	18	1,783	9	6	972	0	6	811	9	6		
„ of Suburb Bareilly, ...	35	3,258	15	9	1,790	8	6	1,468	7	3		Ranged between 35 & 30 now 35.
„ of Beesulpore, ...	26	2,665	9	9	1,339	2	2	1,326	7	7		Ditto 35 & 18 now 26.
„ of Pillibheet, ...	14	1,488	7	6	781	3	3	707	4	3		Ditto 16 & 22 now 14.
„ of Islamnuggur, ...	18	2,522	1	0	1,553	15	3	968	1	9		Ditto 33 & 18 in December reduced to 16.
„ of Suheswan, ...	32	2,904	15	9	1,679	11	2	1,225	4	7		Strength raised to 32.
Total ...	175	16,790	9	5	9,722	12	4	7,067	13	1		

The Court observe that un der their instructions, the whole surplus should be carried to the credit of Government at the close of the year. This should now be done.

19. The Court note with satisfaction that the net gain to Government, accuring from the *sale of stamps* in the Courts subordinate to the Judge, after

deduction of the costs of these Courts, amounted to Rs. 68,883-5-11 as distributed below:—

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judge's salaries and establishments exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
Principal Sudder Ameen,	39,154 4 0	3,438 0 0	35,716 4 0	9,000 0 0	26,716 4 0		
Moonsiff of Bareilly, ---	9,664 13 0	2,571 0 0	8,098 8 0	1,680 0 0	6,418 8 0		
Ditto of Suburb Bareilly,	13,656 4 0	2,054* 0 0	11,602 4 0	1,680 0 0	9,922 4 0		* In July Rs. 4-11 were returned in excess.
Ditto of Beesulpore, ---	6,770 8 0	335 0 0	6,435 8 0	1,263 13 4	5,171 10 8		
Ditto of Pillibheet, ---	7,758 10 6	488 0 0	7,270 10 6	2,280 0 0	4,990 10 6		
Ditto of Islamnugger,---	9,788 4 6	388 0 0	9,400 4 6	2,280 0 0	7,120 4 6		
Ditto of Suheswan, ---	10,972 4 0	563 0 0	10,409 4 0	1,865 10 9	8,543 12 3		
Total, ---	97,765 0 0	8,837 0 0	88,932 11 0	20,049 5 1	68,883 5 11		

Mr. Vansittart is in favor of a high stamp duty:—"It is an indirect tax, willingly enough paid, and assuming that our decisions are equitable, the tax falls on the dishonest debtor."

20. The total value of suits, original and appeal, litigated during the year under review amounted to Rs. 12,46,303, and the costs to Rs. 1,69,129; giving an average percentage of costs to value, of Rs. 14; and of costs per suit, of Rs. 19.

21. Mr. Henry Vansittart was Zillah Judge throughout the year, excepting one month when he was on sick leave, and disposed of 53 original suits, and 334 appeals during the year, sitting 127 days for the disposal of Civil business as compared with 94* in the previous year.

* Mr. Inglis sat 37 days.

22. The Judge remarks "The Putwarees' papers are most useful when field maps are concerned, but generally are unreliable when real returns of the income are required. In cases of account, in mortgages, exception is always taken to these accounts, seer land or some other items being omitted." The Court are sorry to hear this opinion of the unfaithful character of the Putwarees' accounts. They would be glad to know whether this opinion rests upon proved error, or only on exception taken, which the Judge is requested to explain. The Court observe that the Putwarees' accounts should always shew the amount of seer land: but that it is often consistent with ordinary revenue practice, that no rent should be recorded thereon, or rent insufficient for the quality of the fields. But, in adjusting mortgage accounts, the Courts can without difficulty apply fair ascertained rates if the amount of land be correctly recorded.

23. The Court have already in foregoing portions of this Resolution expressed their commendation of Mr. Vansittart's personal industry, and zealous and efficient superintendence regarding his own decisions, which have come before the Judges in review. They observe that he does not do himself justice, by adopting a too abrupt and court style, the argument intended to be followed, being often obscure. They refer to this defect in the hope that their connection with this zealous Officer will not now cease. The Court thank Mr. Vansittart for his exertions during the past year, and for the punctuality with which these Returns have been submitted.

J. SIMSON,
Register.

ORDERED,—That a copy of this Resolution be forwarded to the Judge of Bareilly, for his information and guidance, and that another copy be submitted to Government.

No. 753.

RESOLUTION of the Court of Sudder Dewanny Adawlut, North Western Provinces. Dated Agra, the 13th March 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and Alex. Ross, Esqrs.
Officiating Extra Judges,—W. Wynyard, and W. Edwards, Esqrs.

READ a letter No. 8, dated 31st January 1862, from the Hon'ble R. A. J. Drummond, Judge of Shahjehanpore, submitting his Report on the Administration of Civil Justice in that district during the year 1861, accompanied by the prescribed Statements:—

1.—*Regular Files.*

	Instituted.		Disposed of.				Pending on 1st January.			
			1860.		1861.		Above 1 year.		Total, pending.	
	1860.	1861.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1861	1862	1861	1862
Judge, ...	363	353	77	100	268	282	---	3	84	165
Principal Sudder Ameen,	337	530	473	518	562	662	---	---	229	100
Sudder Ameen, ...	...	...	...	...	...	...	...	...	...	...
Moonsiffs, ...	4,081	8,449	3,670	4,287	6,322	7,948	1	2	524	1,048
Total, ...	4,781	9,332	4,220	4,905	7,152	8,892	1	5	837	1,313
Increase, ...	...	4,551	...	...	2,932	3,987	---	4	...	476
Decrease, ...	...	...	...	...	...	...	...	...	...	...

The Civil cases instituted in the past year exceed those of the preceding 12 months by the enormous number of 4,500. This immense influx of work has been well met by the exertion of all the Courts, so that the pending files are but little more burdened at the close of the year, than they were at the beginning; a result which must be regarded as highly creditable. Reviewing the individual Courts, the Judge's work during the 142 days of Civil sittings almost equals the amount calculated to occupy that time at the Court's minimum rates. It must be observed, however, that while the work got through during the five months of Mr. Fane's incumbency, falls below the minimum; that performed by Mr. Drummond during the five months during which he was at his post, is considerably in excess of it. There have been only seven original suits decided by the two Judges in charge of the zillah during the year. The Principal Sudder Ameen Soonder Lall has got through a large amount of work; his decisions on merit and *ex parte* being equivalent to 35 regular decisions "per mensem," which is the five highest average in the provinces. The Moonsiffs also have done well, having attained a similar average of 39 cases decided on merits and *ex parte* "per mensem."

2. The following memorandum exhibits the number and proportion per cent. of cases decided upon their merits, as compared with the number of cases disposed of in other ways :—

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Courts.	Name of Presiding Officer.	Total No. of cases disposed of during the year.								
		Ex parte.	On confession.	By arbitration.	Dismissed on Default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the Total No. decided.	Remarks.
Judge,	Mr. H. P. Fane,	...	1	...	2	...	33	36	91	
	Honble R. Drummond,	...	...	...	2	10	234	246	95	
Principal Sudder Ameen,	Rae Soonder Lall,	91	77	24	6	94	370	662	55	
Sudder Ameen,	None.									
Moonsiff of Shahjehanpore,	Juggurnath,	100	531	14	72	338	295	1,430	20	
Do. of Tilhur,	Zuhoor Hossein,	208	540	91	52	212	190	1,293	14	
Do. of Jellalabad,	Bushcroodeen,	88	268	112	46	84	187	785	23	
Do. of Powain,	Ainooddeen,	31	103	2	4	24	164	328	50	
	Zakir Hossein,	46	132	13	23	13	157	384	41	
Do. of E. Budaon,	Pundit Kalka Pershad,	257	758	36	89	335	158	1,633	9	
Do. of W. Budaon,	Nawab Roy,	309	421	37	45	176	157	1,145	13	
Do. of Datagunge,	Neaz Mohomed Khan,	29	267	137		69	40	542	7	
	Ahmudoollah,	74	44	70	18	26	170	402	42	
	Total,	1,313	3,148	536	359	1,381	2,155	8,892	24	

The average percentage of decisions on merits, of the Moonsiffs in this zillah, is much below the average of the North Western Provinces, being 26 to a general average of 37. The worst returns are those of Zuhoor Hossein and of Kalka Pershad, Nawab Roy and Neaz Mohomed Khan. The three last have lost office. But the first named is still Moonsiff in the Shahjehanpore district; and the Judge is requested to require a Return in the above form, from him, and the other Moonsiffs of his zillah, every quarter, and to submit it with the Quarterly Returns, to the Courts with his own remarks thereon.

3. *Miscellaneous Files.*

	Instituted.		Decided.				Pending.		
			1860.		1861.		Above 1 year.		Total pending on 1st January.
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January 1861.	On 1st January 1862.	1861.	1862.
Judge,	101	94	99	159	89	185	...	1	63	30
Principal Sudder Ameen,	423	557	205	442	286	607	...	...	110	95
Sudder Ameen,	...	...	...	...	...	...	...	...	...	...
Moonsiff,	8,602	10,814	5,653	9,053	6,427	10,6 79	1	...	1,062	993
Total,	9,126	10,965	5,957	9,654	6,802	11,471	1	1	1,235	1,118
Increase,	...	1,839	...	...	845	1,817	...	...	...	...
Decrease,	...	...	...	...	...	...	...	...	...	117

The above Return shews a considerable increase in this description of business, which has been well got through, the pending file being less heavy than it was at the commencement of the year.

4. *Execution of Decrees.*—Out of 5,028 applications for execution of decrees, 1,506 were completely executed.

Year.	No. of applications for execution of Decrees.				Percentage of Column 2 to Column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1860,---	1,405	925	1,762	4,092	34
1861,---	1,506	1,024	2,498	5,028	29

The Court have no doubt that the famine distress in Budaon operated, as the Judge believes, in diminishing the percentage of cases completely executed. This percentage (29) for a district thus situated is by no means unsatisfactory, occupying a mean position between the percentage prevailing in the famine-stricken west and the abundant Eastern Zillahs.

5. *Appeals under Act X. of 1859.*

Zillah.	Name and Designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during year.	Total.	Disposed of during year.				Pending at close of year.	Percentage of cases reversed or modified to total cases disposed of.
					Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.		
Shahjehanpore.	Mr. H. D. Willock, Deputy Collector,	2	14	16	4	4	0	8	8	50
	Mr. M. Sandys, Assistant Collector,	0	5	5	0	0	0	0	5	0
	Mr. C. W. Kinlock, Deputy Collector under Regulation IX. of 1833, ---	0	8	8	2	1	1	4	4	25
	Monower Zuman Khan, Do. Do.,---	2	5	7	1	1	1	3	4	33
	Total, ---	4	32	36	7	6	2	15	21	40
Budaon.	Mr. C. P. Carmichael, Officiating Collector, ---	2	14	16	5	0	0	5	11	0
	Mr. E. Waterfield, Officiating Collector,	0	1	1	0	1	0	1	0	100
	Mr. E. Waterfield, Deputy Collector,---	0	2	2	0	0	1	1	1	0
	Sulamut Roy, Deputy Collector under Regulation IX. of 1833, ---	0	1	1	0	0	0	0	1	0
	Total, ---	2	18	20	5	1	1	7	13	14
	Grand Total, ---	6	50	56	12	7	3	22	34	31

6. *Return of suits relating to Rent cases.*

Zillah.	Name of Court and Designation of Officer.	Total number of suits instituted.	Total number of suits decided.	Total number of appealed cases.	Percentage of the cases appealed to the number decided.
Shahjehanpore.	Mr. W. G. Probyn, Collector,	3	3	0	0
	„ H. D. Willock, Deputy Collector,	323	310	14	4
	„ M. Sandys, Assistant Collector,	267	247	5	2
	„ C. W. Kinlock, Deputy Collector under Regulation IX. of 1833, ---	203	99	8	8
	Monower Zuman Khan, Do. Do.,	234	230	5	2
	Total, ---	1,030	8·9	32	3
Budaon.	Mr. C. P. Carmichael, Collector, ---	1,211	571	14	2
	„ E. Waterfield, Deputy Collector,		311	3	0
	„ H. Inglis, Assistant Collector,		114	0	0
	Sulamut Rai, Deputy Collector under Regulation IX. of 1833, ---		129	1	0
	Total ---	1,211	1,125	18	1
	Grand Total, ---	2,241	2,014	50	2

The results shewn by the above two Returns are very favorable to the administration of Act X. of 1859 by the Revenue Officers, upwards of 2,000 cases having been adjudicated, and the appeals from these being only 2 per cent.

7. *Operation of Section 24, Act VIII. of 1859.*

Name of Court and Designation of Officer.	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number acquitted.	Remarks.
Judge's Court,	0	0	0	0	
Principal Sudder Ameen's Court,	2	2	1	1	
Moonsiff's Court of Shahjehanpore,	0	0	0	0	
Do. do. of Tilhur,	0	0	0	0	
Do. do. of Jellalabad,	0	0	0	0	
Do. do. of Powain,	0	0	0	0	
Do. do. of E. Budaon,	0	0	0	0	
Do. do. of W. Budaon,	0	0	0	0	
Do. do. of Datagunge,	1	1	0	0	Pending.
Total,	3	3	1	1	

Mr. Drummond observes, "The Return regarding the operation of Section 24 shews how few cases have been prosecuted out of the large number of suits instituted. I attribute this to the difficulty of getting absolute proof of wilful and corrupt perjury in the great majority of cases which *primâ facie* might be prosecuted with success. In addition to this, it must be borne in mind that the majority of the subordinate Civil Judges are principally anxious to dispose of a large amount of work within a limited time, consequently the investigation of such cases, involving a great sacrifice of time, is as unpopular with the superior as it is with the pleaders and others who hang about our Civil Courts. All those, however, whom I have consulted on the subject assure me that this provision has kept numberless cases out of Court, which, under the old system, would have been entered in the chance of being successful." The Court believe that there is much truth in the Judge's remark. Not only does an enquiry occupy much time, but it exposes the Native Judge who originates it to much ill-will and obloquy. This, however, the Court observe, may be greatly counterbalanced by the favorable notice which is now always bestowed on Officers who exert themselves, as all should do, to free our Courts from the fraud and falsehood which have so long obtained in them. Hereafter, all cases of perjury and forgery under Sections 169 and 170 of the Criminal Procedure Code will be noted in this Return. Of the beneficial working of the Section the Court entertain no doubt.

8. *Average duration of Suits.*

Name and Designation of Officer.	1860.			1861.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. H. P. Fane, Officiating Judge, from 1st January to 31st May, ---	0	4	0	0	4	4
Hon'ble R. A. J. Drummond, from 14th June to 31st December 1861, ---	0	0	0	0	5	6
Rai Soonder Lall, Principal Sudder Ameen, ---	0	2	9	0	3	13
Juggunnath, Moonsiff of Shahjehanpore, ---	0	2	16	0	2	19
Zuhoor Hossein, Ditto of Tilhur, ---	0	1	6	0	2	14
Bushcerooddeen, Ditto of Jellalabad, ---	0	1	6	0	0	25
Ainooddeen, from 1st January to 30th June, Moonsiff of Powain, ---	0	1	25	0	1	15
Zakir Hossein, from 9th October to 31st December, Moonsiff of Powain, ---	0	0	0	0	3	9
Kalkapershad, Moonsiff of Eastern Budaon, ---	0	1	17	0	2	26
Nawab Rai, Ditto of Western Budaon, ---	0	2	21	0	2	9
Neaz Mahomed, from 1st January to 4th July, Moonsiff of Data-gunge, ---	0	1	4	0	1	1
Ahmudoollah, from 10th August to 31st December, Moonsiff of Data-gunge, ---	0	0	0	0	3	27

On this subject Mr. Drummond has recorded the following remarks:—"This Return is valueless. The number of cases instituted during the year obliged the deciding Officers to fix the dates for trials months ahead. Where the parties came to terms in the meantime the case was at once struck off. I am not sure whether this was legal, but as it was customary I have not interfered. It appears to me open to objection, in so far as the date of trial having once been fixed, other parties interested, who might fairly claim to be made parties to the suit, may have neglected at once to come forward, on the supposition that the case would not be brought for decision till the day fixed; whilst, in the meantime, the case may be decided on confession of judgment, or otherwise intermediately disposed of. Undoubtedly the practice of never taking up any suit until the day originally fixed will materially affect the returns; but I should prefer seeing cases taken up in their regular order, and thus obviating all suspicion of collusive practices, to being able to shew the lowest rate of average in the North Western Provinces." The Court observe that the objection taken by the Judge would appear to be hypothetical. He does not state that any case came before him in which the apprehended evil *did* actually result. The Court see no objection to the striking off of a case before the day fixed for its hearing has arrived when a compromise is certified by the parties to it.

9. *Personal attendance of Parties to Suits.*

Designation of Court and Name of Presiding Officer.	*Cases in which both parties or one of them were before the Court in person voluntarily or by summons.*				Case of non-attendance.	Total number of cases decided.	Percentage of case of personal attendance to total cases decided.
	In which plaintiff was personally before the Court.	In which defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. H. P. Fane, Officiating Judge, ---	2	2	3	7	29	36	19
Hon'ble R. Drummond, Judge, ---	55	30	101	186	60	246	75
Rai Soondur Lall, Principal Sudder Ameen, ---	62	135	219	416	246	662	62
Juggunnath, Moonsiff of Shahjehanpore, ---	198	452	654	1,304	126	1,430	90
Zuhoor Hossein, Ditto of Tilhur, ---	187	535	329	1,051	248	1,299	80
Bushceroodeen, Ditto of Jellalabad, ---	115	142	407	664	121	785	84
Ainooddeen, Zakir Hossein, Ditto of Powain, ---	40	175	33	248	80	328	75
---	36	144	29	209	175	384	54
Kalkapershad, Ditto of E. Budaon, ---	260	632	568	1,460	173	1,633	89
Nawab Rai, Ditto of W. Budaon, ---	33	45	997	1,075	70	1,145	93
Neaz Mohomed Khan, Ahmudoollah, Moonsiff of Dataguage, ---	48	51	380	479	63	542	88
---	67	34	218	319	83	402	79
Total, ---	1,103	2,377	3,938	7,418	1,474	8,892	83

The Court notice that double the number of defendants attended Court, compaired with the number of plaintiffs. They would be glad to know the reason, and request the Judge to enquire, as far as may be possible, and explain. The Return will be altered for next year, so as to distinguish voluntary from compul sary attendance.

10. *Operation of Section 243, Act VIII. of 1859.*

Court.	Total No. of Decrees executed or put in execution during the year.	*No. of Decrees executed or in process of execution under Section 243, Act VIII. of 1859.*					No. of Decrees executed by sale or in execution under Section 243.	No. of Decrees executed in other manner.	Remarks.
		By appointment of a manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of the property.	Total.			
Judge, ---	2	0	0	0	0	0	0	2	
Principal Sudder Ameen, ---	426	5	7	0	4	16	177	233	
Moonsiff of Shahjehanpore, ---	277	0	0	0	0	0	111	166	
„ of Tilhur, ---	158	0	0	0	0	0	88	70	
„ of Jellalabad, ---	71	0	0	0	0	0	51	20	
„ of Powain, ---	83	0	3	0	0	3	54	26	
„ of E. Budaon, ---	335	13	0	0	0	13	166	156	
„ of W. Budaon, ---	243	0	0	0	0	0	151	92	
„ of Datagunge, ---	55	0	0	0	0	0	54	1	
Total, ---	1,650	18	10	0	4	32	852	766	

The Court are glad to observe that a commencement has been made in this district of giving effect to the mitigatory provisions of Section 243. They cannot help thinking, with reference to the very large number of shares of hereditary estates sold in this zillah, in the past year, (being no less than 262, besides three entire hereditary estates,) that by judicious use of this Section, the ultimate ratio of sale, might, in some cases, have been avoided.

11. *Operation of Sections 244 to 248, Act VIII. of 1859.*

Zillah.	Civil Court.	*Number of Mouzahs and Shares of Mouzahs alienated in execution of Decrees of Civil Court.*								Remarks.
		Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.						
				Hereditary.		Other.		Total.		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
Budaon. Shahjehanpore.	Principal Sudder Ameen,	---	---	3	82	---	7	3	89	
	Moonsiff of Shahjehanpore, ---	---	1	---	19	---	4	---	23	
	Moonsiff of Tilhur, ---	---	---	---	25	---	---	---	25	
	„ of Jellalabad, ---	---	---	---	33	---	---	---	33	
	„ of Powain, ---	---	---	---	8	---	1	---	9	
	Total, ---	---	1	3	167	---	12	3	179	
	Principal Sudder Ameen,	---	5	---	17	---	2	---	19	
	Moonsiff of E. Budaon,	---	7	---	25	---	2	---	27	
	„ of W. Budaon,	---	2	---	24	---	3	---	27	
	„ of Datagunge,	---	2	---	29	---	2	---	31	
	Total, ---	---	16	---	95	---	9	---	104	
	Grand Total, ---	---	17	3	262	---	21	3	283	

The Court observe that no effect has been given in Shahjehanpore to the milder process under Section 244, while 3 entire mouzahs, and 167 shares have been sold in execution of decrees. The Judge has offered no explanation of this. This he is now requested to do, calling upon the Collector to explain how all action, under the Notification of Government No. 211 A., dated 4th July 1861, has been neglected. The Judge will also ascertain whether the sale of the three entire mouzahs, by order of the Principal Sudder Ameen might not have been avoided, by substitution of a milder process. The Court are glad to observe that better action has been taken under the Section in Budaon.

12. Thirty-two debtors were imprisoned in execution of decrees, in the year under review, as compared with 37 in the previous year.

13. *Rai Soondur Lall*—Was Principal Sudder Ameen of the district throughout the year.

Name of P. S. Ameen.	Average No. of regular cases disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
Rai Soondur Lall, ---	47	8	17	47	M. D. 1–25	M. D. 3–13	59	

The Judge observes—"This Officer received a high character from the Officers who have preceded me in this appointment, and it is always an unpleasant task to state an unfavorable opinion of an Officer who has hitherto, commanded the approbation of his superiors. But although I cannot bestow commendation, I think the Principal Sudder Ameen labors under a disadvantage in being stationed at this place, when he had previously served in the subordinate capacity of Serishtadar to the Moonsiff; and his undoubted ability and industry would have a fairer field elsewhere."

This Officer, as Mr. Drummond remarks, has always received a high character from the former Judges under whom he has served, and when the language used is vague and indeterminate, it would probably have been more prudent to have abstained from desparaging remarks altogether. The Court have as yet learned nothing to induce them to alter the high opinion in which Rai Soondur Lall has hitherto been held. He has, however, been stationed at Shahjehanpore sufficiently long; and the Court will take the opportunity of recommending his exchange elsewhere.

14. The following Statement shews the general results of the work performed by each Moonsiff throughout the year:—

Moonsiffee.	Name of Moonsiff.	Average number of Regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	No. of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended to Total No. finally disposed of.	Remarks.
					M. D.	M. D.		
Moonsiff of Shahjehanpore,	Juggurnath,	119	4	27	1—13	2—19	90	
„ of Tilhur,	Zuhoor Hossein,	108	4	26	0—20	2—14	80	
„ of Jellalabad,	Busheerooddeen,	65	5	36	1—13	0—25	84	
„ of Powain,	Ainooddeen,	79	2	15	Transferred.	1—15	75	
	Zakir Hossein,				3—25	3—9	54	
„ of E. Budaon,	Kalkapershad,	136	1	64	1—15	2—26	89	
„ of W. Budaon,	Nawab Rai,	95	3	51	1—15	2—29	93	
„ of Datagunge,	Neaz Mahomed,	86	1	66	Transferred.	1—1	88	
	Ahmudoollah,		0	0	1—2	3—7	79	

Mr. Drummond has recorded the following observations regarding these Officers. "Of the Moonsiffs, three have been reduced under the new arrangements, [Juggurnath, Kalkapershad and Nawab Rai] and two of the others, Zakir Hossein and Ahmudoollah, have only lately joined, and I have not seen enough of their work to speak confidently of their merits as Civil Judges, though, as I have already stated, I have a very high opinion of *Zakir Hossein* from the little I know of him. Of *Ahmudoollah*, I have not so high an opinion, but trust that he may do justice to the selection of the Court.

Busheerooddeen is a good officer, and disposed of the work in his Court in a very satisfactory manner. *Zuhoor Hossein* also works well, and deserves praise for his exertions."

Of the above Moonsiffs, *Zakir Hoossein*, *Ahmudoollah*, *Busheerooddeen* and *Zuhoor Hossein* have been retained on the judiciary establishment; the first having been transferred to Irradutnugger in the Agra district.

15. *Muzkoorie and Tuhbana Returns.*

Name of Court.	No. of Peons.	Amount of Tuhbana after payment of one-quarter to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
Judge, ...	5	436 1 9	267 2 3	168 15 6		
Principal Sudder Ameen, ...	38	2,966 2 6	2,049 8 0	916 10 6		
Moonsiff of Shahjehanpore, ...	33	2,746 7 3	1,628 4 6	1,118 2 9		
„ of Tilhur, ...	32	3,040 8 0	1,695 0 0	1,345 8 0		
„ of Jellalabad, ...	24	1,929 4 6	1,257 8 9	671 11 9		
„ of Powain, ...	28	2,022 14 3	1,476 0 0	546 14 3		
„ of E. Budaon, ...	30	1,866 15 3	1,525 7 8	341 7 7		
„ of W. Budaon, ...	27	2,007 9 0	1,464 0 0	543 9 0		
„ of Datagunge, ...	38	3,532 12 6	1,985 6 3	1,547 6 3		
Total, ...	255	20,548 11 0	13,348 5 5	7,200 5 7		

The above Statement exhibits a surplus of Rs. 7,200-5-7 at the close of the year, after deducting cost of establishments, &c. The Court consider that the system has been well managed and superintended by the Judge, and that the financial results are satisfactory.

16. The net gain to Government, accruing from the sale of stamps in the Courts subordinate to the Judge, after deduction of the costs of those Courts, amounted to Rs. 57,667-9-4, as compared with Rs. 19,51-1-1 during the previous year. The details are given in the following Statement :—

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Hazeenamah.	Net Total.	Cost of subordinate Civil Judge's salaries and establishments, exculsive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
Principal Sudder Ameen, ...	27,354 10 0	4,302 0 0	23,052 10 0	6,600 0 0	16,452 10 0		* The post of Moonsiff remained vacant for three months and eight days.
Moonsiff of Shahjehanpore,	11,937 13 0	1,563 8 0	10,374 5 0	1,680 0 0	8,694 5 0		
„ of Tilhur, ...	8,459 0 0	252 0 0	8,207 0 0	1,680 0 0	6,527 0 0		
„ of Jellalabad, ...	6,016 1 6	31 8 0	5,984 9 6	1,680 0 0	4,304 9 6		
„ of Powain, ...	7,215 0 0	132 0 0	7,083 0 0	*1,374 13 2	5,708 2 10		
„ of E. Budaon, ...	9,909 0 0	1,125 0 0	8,784 0 0	1,680 0 0	7,104 2 0		
„ of W. Budaon, ...	6,907 14 0	719 0 0	6,188 14 0	1,680 0 0	4,508 14 0		
„ of Datagunge, ...	6,048 0 0	0 0 0	6,048 0 0	1,680 0 0	4,368 0 0		
Total, ...	83,847 6 6	8,125 0 0	75,722 6 6	18,054 13 2	57,667 9 4		

This result is satisfactory, but must of course be regarded as altogether exceptional.

17. The total value of suits, original and appeal, litigated during the year under review, amounted to Rs. 12,02,601, and the costs to Rs. 1,75,651; giving an average percentage of costs to value of Rs. 15, and of costs per suit, of Rs. 19.

18. Mr. H. P. Fane was Zillah Judge from 1st January to 31st May, and disposed of two original suits and 34 appeals during the first five months of the year, sitting 62 days for the disposal of Civil business.

The Hon'ble R. A. J. Drummond was Zillah Judge from 14th June to 31st December, and disposed of six original suits and 240 appeals during the last

seven months of the year, sitting 80 days for the disposal of Civil business, both of them thus sitting 142 days on the Civil side, as compared with 135 days in the previous year.

19. In para. 20 of his Report the Judge has recorded some general observations, which are of too vague and general a character to be [considering the limited experience of Civil litigation possessed by Mr. Drummond,] of any high value. The Court observe that his remarks quoted marginally are of too sweeping a character, and are, moreover, somewhat contradictory to the opinion already recorded by him in para. 7 of his Report as extracted in the margin. It is easy, the Court remark, to advance such sweeping assertions, but even though they are not devoid of some truth, they can do little good. The belief in such a status, however, would lead to practical use if it induced the Judge to examine the cases of those Courts in which he [from the sources of information which are apparently open to him] had most reason to believe "false witness to be the rule." He might then be able to induce a larger prosecution and punishment of false verification, forgery, and perjury, and thereby deal a blow at the evil against which he declaims. This is the practical mode of combating the evils complained of. Little, however, has been done in the past year towards this necessary object in Shahjehanpore.

"From all that I can gather, the New Code is considered by the people in general to have had more effect in simplifying and accelerating the decisions of Civil Courts, than in checking unfounded or extortionate claims. Dewany justice is still the bye-word. False witness is the rule, and trustworthy the exception."

"All those, however, whom I have consulted on the subject, assure me that this provision has kept numberless cases out of Court, which, under the old system, would have been entered in the chance of being successful.

20. With reference to Mr. Drummond's remarks in margin, the Court are disposed to regard the practice alluded to to have been greatly exaggerated. The best remedy, however, for abuses described will be for the Judge to exert himself to bring to punishment the some vakeels thus guilty of subornation of perjury.

"I have made a good deal of enquiry in all parts of the country, and am everywhere assured that it is invariably considered a part of a vakeel's duties to tutor the witnesses so that they may be prepared for any questions put to them."

21. The Judge has further observed, "I think the system which has grown up in our Courts, and has unfortunately been fostered by repeated rulings of the Superior Courts, that confessions of judgment must, under all circumstances, be considered binding on the party making it, has done great harm." The Court do not regard this as a practical remark, they mean a remark deduced from Mr. Drummond's practical experience as a Judge. They observe that it is shewn by the concurrent testimony of all the best Judicial Officers of these Provinces, that confessions of judgment are in almost every case *bonâ fide* so far as the confessing party is personally concerned. There is, it is true, sometimes a difficulty and much contradictory evidence respecting the passing of the consideration money, which is usually paid after registry of a deed, purporting that the consideration *has been paid;* but practically the truth may generally be elicited by a careful examination of evidence.

22. The Judge goes onto observe :—"The system may be very well where there is a trustworthy Bar—where an unworthy Member is a marked man, and any downright dishonesty is punished by expulsion, and the sentence confirmed by society in general; but in this country it does not succeed. The Native Bar of the Lower Courts, as a rule, are dishonest and habitually deal in fraud and the subornation of false evidence, *"and the greatest rogue is the most successful practitioner."* In explanation of this, most respectable natives assure me that the nature of proof

usually called for is not usually forthcoming in really just suits; and evidence has to be prepared in accordance with the peculiar idiosyncrasy of the Judge, and that it is not considered disreputable to support a just claim by false evidence. The real cure for this would be the dismissal of every claim in which manifestly false evidence was brought; but were this the practice, very few cases would pass the ordeal." The Court again observe that these remarks are of no practical utility. It is of no use speculating, in a report on the Civil Administration of a Zillah, what would be the result if the people were other than they are known to be. Taking them as they are, it is the part of a Judge who would attain to equity to apply every remedy given to him by Law. Neither is it of use, the Court remark, to exaggerate the evils which are already sufficiently great. The Court believe that in the passage in *italics* the Judge has been led into exaggeration, and that emphatically he has been unjust to the Native Bar. They deprecate such vague and strong assertions, wholly unsupported as they are by facts, and hazarded on very limited experience, which might have suggested greater caution in expression on the part of the Judge.

23. Mr. Drummond further states, "I believe in the Punjab much attention has been bestowed on the mode of native book-keeping, and with the best effect: at present, from all I can gather, in the great majority of cases no dependence whatever can be placed in the mass of account-books kept by the money-lenders and Bunyas; there is nothing whatever to prevent leaves being inserted with the intention of supporting any claim brought. I would suggest the introduction of a small stamp duty, on payment of which account books might be stamped in a manner corresponding to that now in force amongst Putwarees. The production of a stamped book-account would then carry some weight in a Court, which at present it ought not to command."

The Court believe that there is some truth, and only some, in the Judge's remark on account-books, which as above has, they think, been hazarded without sufficient consideration. The Court believe the reverse of what Mr. Drummond thinks to be really the case, viz., that the account-books generally kept by the mercantile classes *are correctly kept*. Indeed, were it otherwise, it would be difficult for commercial transactions to be kept up at all, whereas they are known to extend over the whole length and breadth of the country. What Mr. Drummond, had he better considered his remarks, would have probably observed, is, the Court observe, that incorrectly kept account-books are not unfrequently made the ground of fraudulent suits in our Courts. The Court believe such to be the case; but the practical remedy lies in the hands of the Judge and his subordinate staff; and to the practical remedy the Court would again direct his attention. A claim brought on a false account must be verified. Let these cases be closely scrutinized, and the law against false verification enforced. Let Mr. Drummond effect this, and he will strike a severe low at the practice he denounces. What has been done in the Punjab, which is so vaguely referred to by Mr. Drummond, the Court observe, was this: No account-books are there admitted as evidence of debt which do not comprise a Day-Book and a Ledger. And this Court, when consulted by Government in 1859, approved of the practice and recommended its legalization. There is, however, the Court further observe, no compulsion laid on any Court to accept accounts as conclusive evidence of debt, which, on examination, are found to be incompletely or otherwise indifferently kept.

24. The result of the Civil Administration of this Zillah, is on a general review, satisfactory. Much work has been got through, and the Court believe got through well. The Court recognize in the present Judge an officer of much

ability, and considerable knowledge of the people. They would, however, impress upon him the necessity of practical application of the means placed by law at his disposal, if he would see and shew practical results arising from that knowledge of the people which he believes himself to possess. Such practical application of the law and such practical results the Court will be glad to see and ready to recognize. As Judge presiding over the Civil Courts of the important zillah where he is stationed, Mr. Drummond possesses large powers under the Civil Code, and under Sections 169 and 170 of the Code of Criminal Procedure. The Court hope he will give full effect to these, to correct, whenever possible, manifestations of the evils he has in too general terms described.

J. SIMSON,
Register.

ORDERED, that a copy of this Resolution be forwarded to the Judge of Shahjehanpore, for his information and guidance, and that another copy be submitted to Government.

No. 801.

RESOLUTION of the Court of Sudder Dewanny Adawlut, North Western Provinces. Dated Agra, the 12th March 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and Alex. Ross, Esqrs.
Officiating Extra Judges,—W. Wynyard, and W. Edwards, Esqrs.

READ a letter No. 27, dated 20th January 1862, from W. S. Paterson, Esq., Officiating Judge of Agra, submitting his report on the Administration of Civil Justice in that District, during the year 1861, accompanied by the prescribed Statements:—

1. *Regular Files.*

COURT.	INSTITUTED.		DISPOSED OF.				PENDING ON 1ST JANUARY 1862.			
			1860.		1861.		Above one year.		Total pending.	
	1860.	1861.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, ---	304	414	144	165	90	112	19	2	302	192
Principal Sudder Ameen,---	137	486	258	298	715	848	19	0	145	199
Additional Do.,	0	0	0	0	173	187	0	0	0	0
Judge S. C. Court as Principal Sudder Ameen, ---	0	0	0	0	103	134	0	0	0	70
Sudder Ameen, ---	68	125	65	82	106	126	0	0	23	24
Moonsiffs, ---	4,190	7,143	3,358	4,443	5,046	6,342	0	0	678	1,123
Total, ---	4,699	8,172	3,825	4,988	6,225	7,749	38	2	1,148	1,608
Increase,---	0	3,473	0	0	2,400	2,761	0	0	0	460
Decrease,---	0	0	0	0	0	0	0	36	0	0

The great increase in the number of Regular cases is attributable to the same cause which has operated elsewhere, viz., the Limitation Law Act XIV. of 1859. It has been met by very creditable exertion on the part of all the Courts, and most particularly by the strenuous exertions of the Principal Sudder Ameen, Mahomed Buksh. In the Judge's Court, indeed, a small amount of work has been got through, less than in the preceding year. But this has been sufficiently accounted for. The Judgeship was vacant for 43 days, and the pressure of criminal work was unusually heavy. On reference to the Criminal returns, it appears that in 160 days devoted to Criminal business, Mr. Paterson got through more than the amount of work proportionate thereto, and the Civil work got through is sufficient for the small number of days which he was thus enabled to devote to the duties, viz., 63. Some assistance has been given by the employment of the late Principal Sudder Ameen, Mr. Lyons, for three months as Additional Principal Sudder Ameen, and by the Judge of the Small Cause Court, Mr. V. Berkeley: but the bulk of the work has been performed by the new Principal Sudder Ameen, Mahomed Buksh, who has made extraordinary exertion, getting through an amount of work equivalent to an average of 39 regular decisions on the merits and *ex parte* per mensem, the Court's minimum being 25. Such exertion is highly creditable to him, and was rendered necessary to get rid of the chronic state of arrears into which the Agra Civil files had fallen, and which, aggravated by the extraordinary influx in the past year, would have been, but for this strenuous exertion, hopelessly embarrassed. The Moonsiff's work has, also, been very creditable to them, and their pending files are very creditable to their exertions.

2. The following Table exhibits the number and proportion per cent. of cases decided upon their merits, as compared with the number of cases disposed of in other ways:—

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	Total number of cases disposed of during the year.								Remarks.
		Ex parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the Total No. decided.	
Judge, ---	Mr. A. Ross, ---	0	0	0	4	0	0	4	0	
Judge, ---	„ E. C. Bayley, ---	0	0	0	1	0	0	1	0	
Judge, ---	„ W. S. Paterson, ---	0	0	0	12	5	90	107	88.	
Principal Sudder Ameen, ---	„ J. P. Lyons, ---	1	5	0	7	2	43	58	74.	
Ditto, ---	Mahomed Buksh, ---	54	59	8	33	91	543	790	69.	
Judge of Small Cause Court, in capacity of Principal Sudder Ameen, ---	Mr. V. Berkeley, ---	31	33	2	12	28	28	134	21.	
Additional Principal Sudder Ameen, ---	„ J. P. Lyons, ---	0	0	0	8	6	173	187	93.	
Sudder Ameen, ---	Subbeeooddeen, ---	40	19	1	0	20	46	126	37.	
1st Moonsiff of Agra, ---	Gunput Raie, ---	72	151	2	2	116	51	394	13.	
2nd Do. Do., ---	Gopal Suhai, ---	54	242	6	16	180	92	590	15.	
Moonsiff of Muttra, ---	Subbeeooddeen, ---	162	244	22	1	139	155	723	21.	
Do. of Futtehpore, ---	Salamut Ali, ---	151	375	22	0	145	282	975	29.	
Do. of Futteabad, ---	Nizam Ali, ---	283	508	56	58	275	272	*1452	19.	* Of these 281 cases were of the 1st and 2nd Moonsiffs' Courts transferred to the Court of the Judge of Small Causes.
Do. of Etmadpore, ---	Kunhya Lall, ---	83	260	17	71	39	136	606	22.	
Do. of Jullaisur, ---	Mahomed Buksh, ---	259	406	32	16	168	195	†1076	17.	† Of these 72 cases were of the 1st and 2nd Moonsiffs' Courts and transferred to the Court of the Judge of Small Causes.
Do. of Maat, ---	Mukkhun Lall, ---	23	82	4	1	19	15	144	9.	
	Inayet Ali, --	39	149	6	8	27	36	265	14.	
	Sabit Ali,	11	68	7	1	13	17	117	17.	
	Total, ---	1,265	2,601	185	251	1,273	2,174	7,749	28.	

The proportion per cent. of cases disposed of on the merits is very creditable to the Principal Sudder Ameen, and sufficiently so to the Sudder Ameen; but for the Moonsiffs it is not satisfactory. The average percentage attained by the Moonsiff of the North Western Provinces generally is 37 per cent.; while in Agra, only 28 per cent. has on an average obtained, and in some cases it is very low. A like defect, the Court observe, was noticed by the Judge of Meerut in the cases decided by Gunput Rai in that district. Notice of the defect observable in their decisions will be communicated to such of these Moonsiffs as have been retained in office, through the Judges under whom they are now serving, with the Court's expectation that better results will be shewn in the decisions for the current year.

3. Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			Previous year.		Year under review.		Above one year.		Total pending on 1st Jany.	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1861	1862	1861	1862
Judge, ---	131	153	173	213	81	140	0	2	63	78
Principal Sudder Ameen,	276	1,002	101	269	325	976	0	0	107	499
Additional Do.,	0	1	0	0	1	1	0	0	0	0
Judge of Small Cause Court,	0	49	0	0	8	15	0	0	0	34
Sudder Ameen, ---	357	523	277	371	364	511	0	0	35	52
Moonsiffs, ---	6,194	7,664	3,131	6,662	3,544	7,685	0	0	949	1370
Total, ---	6,958	9,392	3,582	7,515	4,323	9,328	0	2	1174	2033
Increase,	0	2,434	0	0	741	1,813	0	2	0	859
Decrease.	0	0	0	0	0	0	0	0	0	0

The increase in the institutions and decisions here, also, has been large; but the success in despatch of business has not been equal to that shewn in Regular suits. The files of the Principal Sudder Ameen and Moonsiffs continue heavy; and the Judge's attention is directed to effecting their early clearance. He will notice this point, in submitting the first quarterly returns for the current year.

4. *Execution of Decrees.*—The Court believe that to the effect of famine must be mainly attributed the small proportion of decrees completely executed, the proportion of which in Agra is 18 per cent.

Year.	*Number of application for execution of Decrees.*				Percentage of Column 2 to Column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1860, ---	1,127	950	2,388	4,465	25
1861, ---	997	1,102	3,426	5,525	18

It is observable that in none of the Districts affected by famine does the percentage of completely-executed decrees rise above twenty-four, while in the more eastern districts which no wise, suffered from that calamity, the percentage is much higher. It is possible that some difference may be found in the mode of preparing this return, which the Court will make subject of future enquiry.

5. *Appeals under Act X. of 1859.*

Name and Designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during year.	Total.	Disposed of during year.				Pending at close of year.	Percentage of cases reversed or modified to total cases disposed of.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.		
Mr. A. L. M. Phillipps, Collector of Agra, ---	1	6	7	0	1	1	2	5	50.
Mr. G. B. Pasley, Deputy Collector of Agra, ---	1	3	4	1	0	0	1	3	0
Mr. T. A. Brown, Do. do., ---	0	5	5	0	1	1	2	3	50.
Rai Doorga Pershad, Do. do., ---	1	7	8	3	0	2	5	3	0
Mr. Boulderson, Assistant Collector of Agra, ---	0	1	1	0	0	0	0	1	0
Mr. H. B. Webster, Deputy Collector of Muttra,	1	0	1	0	1	0	1	0	0
Mr. R. H. Warrand, Do. do., ---	0	1	1	0	0	0	0	1	0
Kunnoo Loll, Do. do., ---	1	1	2	0	1	0	1	1	0
Total, ---	5	24	29	4	4	4	12	17	0

6. The following Statement shews the total number of suits relating to rent, with the percentage of cases appealed:—

Name and Designation of Revenue Officer.	Instituted.	Disposed of.	Percentage cases appealed to those finally disposed of.	Remarks.
Agra.				
Mr. A. L. M. Phillipps, Collector, ---	610	610	1.	
,, G. B. Pasley, Deputy Collector, ---	447	447	4.	
,, S. S. Melville, Do. Do., ---	88	34	0.	
,, Gardiner, Assistant Do., ---	4	4	0.	
,, Brown, Deputy Do., ---	191	180	11.	
Rai Doorga Pershad Deputy Do., ---	725	713	4.	
Muttra.				
Mr. H. D. Robertson, Officiating Collector, ---	11	15	0.	
,, H. B. Webster, Deputy Collector, ---	172	160	1.	
,, R. Wall, Do. Do., ---	21	23	0.	
,, J. Robertson, Do Do., ---	266	257	1.	
,, R. Warrand, Do Do., ---	63	66	8.	
,, W. B. Joyce, Do. Do., ---	266	282	2.	
Chobey Mohun Loll, Do. Do., ---	75	57	5.	
Baboo Kunnoo Loll, Do. Do., ---	33	54	9.	
Total, ---	2,972	2,902	3.	

Mr. Paterson states that he has found the jummabundee and village papers "generally reliable as grounds of decision in cases appealed, though in one case there was a gross fraud committed by an absentee's agent, in concert with the Putwarree, and in another, a Putwarree had illegally entered an enhanced rental." The result shewn by the foregoing returns is very favorable to the working of Act X. of 1859. Nearly 3,000 cases have been decided by the Revenue Authorities, and the percentage of appeals is only three. The Court observe that when the percentage of appeals is very low, the village papers are generally reported to be fairly reliable.

7.—*Operation of Section 24, Act VIII. of 1859.*

Name of Court and Designation of Officer.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of acquittals.	Remarks.
Judge, ---	0	0	0	0	
Judge of Small Cause Court, ---	0	0	0	0	
Principal Sudder Ameen, ---	0	0	0	0	
Additional Do. do. do., ---	0	0	0	0	
Sudder Ameen of Muttra, ---	0	0	0	0	
1st Moonsiff of Agra, ---	0	0	0	0	
2nd Do. do., ---	0	0	0	0	
Moonsiff of Muttra, ---	0	0	0	0	
Do. of Futtehpore, ---	2	2	0	0	
Do. of Futteabad, ---	0	0	0	0	
Do. of Elmadpore, ---	0	0	0	0	
Do. of Jullaisur, ---	2	2	0	0	
Do. of Maat, ---	0	0	0	0	

Little effect has been given to the primitive provisions of Section 24. The Court are glad to observe that they are not, however, neglected; and that in 4 cases, action has been taken under it. They agree with the Judge in thinking that the Court at Muttra particularly requires attention in this respect. The Judge is requested to draw the particular attention of the new Moonsiff, 2nd Grade, who has been appointed there, to this important part of his duty.

8. *Average duration of Suits.*

Name and Designation of Officer.	1860.			1861.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. W. S. Paterson, Judge, ---	1	0	6	0	7	14
Mahomed Buksh, Principal Sudder Ameen, ---	0	11	15	0	5	0
Mr. J. P. Lyons, Additional Do. do. do., ---	0	0	0	0	8	21
„ V. Berkeley, Judge Small Cause Court, in capacity of Principal Sudder Ameen, ---	0	0	0	0	1	20
Subbeeooddeen, Sudder Ameen of Muttra, ---	0	5	2	0	3	16
Gunput Roy, 1st Moonsiff Agra, ---	0	1	27	0	1	14
Gopal Suhai, 2nd Do. do., ---	0	2	4	0	1	6
Subbeeooddeen, Moonsiff of Muttra, ---	0	2	15	0	2	12
Salamut Ali, Do. of Futtehpore, ---	0	3	15	0	1	12
Nizam Ali, Do. of Futteabad, ---	0	2	20	0	2	15
Kunhya Lall, Do. of Etmadpore, ---	0	1	8	0	1	18
Mahomed Buksh, Do. of Jullaisur, ---	0	2	4	0	2	2
Sahbet Ali, Do. of Maat, ---	0	1	1	0	0	22

The Court recognize with satisfaction the great improvement shewn on last year's return, which is very striking in the case of the Court of the Judge, and most marked in that of the Principal Sudder Ameen, to whose zealous endeavors it is no doubt attributable; and they hope the averages will continue to improve.

9. *Personal attendance of parties to suits.*—The results are generally satisfactory, shewing that the provisions and object of the Civil Code are now generally understood in the district, and acted up to.

Designation of Court and Name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. A. Ross, Officiating Judge, ...	0	0	0	0	4	4	0
" E. C. Bayley, Officiating Judge, ...	0	0	0	0	1	1	0
" W. S. Paterson, Do. do., ...	3	2	2	7	100	107	7.
" V. Burkeley, Judge of Small Cause Court in capacity of Principal Sudder Ameen, ...	27	62	28	117	17	134	87.
Mahomed Buksh, Principal Sudder Ameen, ...	123	156	217	496	352	848	58.
Mr. J. P. Lyons, Additional Do. Do. ...	2	0	12	14	173	187	7.
Subeeooddeen, Sudder Ameen, ...	31	26	28	85	41	126	67.
Gunput Roy, 1st Moonsiff of Agra, ...	53	230	49	332	62	394	85.
Gopal Suhai, 2nd Do. Do., ...	54	372	94	520	70	590	71.
Subbeeooddeen, Moonsiff of Muttra, ...	139	224	205	568	155	723	79.
Salamut Ali, Do. of Futtehpore, ...	36	389	83	508	467	975	52.
Nizam Ali, Do. of Futteabad, ...	220	408	200	1,028	424	1,452	71.
Kunhya Lall, Do. of Etmadpore, ...	88	124	121	333	273	606	55.
Mahomed Buksh, Do. of Jullaisur, ...	314	127	293	734	342	1,076	68.
Mukkhun Lall, Do. of Maat, ...	23	57	57	137	7	164	95.
Inayet Ali, Do. of Do., ...	35	90	113	238	27	265	81.
Sahbet Ali, Do. of Do., ...	11	22	77	110	7	117	49.
Total, ...	1,159	2,489	1,579	5,227	2,522	7,749	68.

10. The following Return shews the extent to which effect has been given during the past year to the mitigatory provisions of Section 243, Act VIII. of 1859.

Court.	Total Number of decrees executed or put in execution during the year.	Number of decrees executed or in process of execution under Section 243, Act VIII. of 1859.					Number of decrees executed by sale or in execution under Section 248.	Number of decrees executed in other manner.	Pending.	Remarks.
		By appointment of a Manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of property.	Total.				
Judge, ...	4	...	...	...	...	...	...	4	...	50 cases have also been arranged by instalment payments.
Judge Small Cause Court, in capacity of Principal Sudder Ameen, ...	45	...	...	...	...	...	...	11	34	
Principal Sudder Ameen, ...	1,303	1	1	3	1	6	74	734	489	
Sudder Ameen of Muttra, ...	210	...	1	...	...	1	16	154	39	
1st Moonsiff of Agra, ...	271	...	1	...	...	1	18	252	...	
2nd. Do. Do.	230	...	...	...	...	...	22	208	...	
Moonsiff of Muttra, ...	1,024	...	2	...	...	2	39	855	128	
Do. of Futtehpore, ...	1,130	...	2	...	...	2	60	719	349	
Do. of Futteabad, ...	803	...	...	...	...	...	162	450	191	
Do. of Etmadpore, ...	561	...	...	...	...	...	55	320	186	
Do. of Jullaisur, ...	1,325	1	7	...	1	9	70	1,003	243	
Do. of Maat, ...	506	...	...	...	...	...	45	233	228	
Total, ...	7,412	2	14	3	2	21	561	4,943	1,887	

11. And the operation of Sections 244 to 248 is exhibited below:—

Zillah	Civil Court.	Number of Mouzahs and shares of Mouzahs also alienated in execution of decrees of Civil Court.										Remarks.
		Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.								
				Hereditary.				Other.		Total.		
Agra.		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.		Shares of Mouzahs.		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
	Judge,	...	...	...		...		...	...	...	...	
	Judge Small Cause Court, in capacity of Principal Sudder Ameen,	...	...	...		...		...	...	...	...	
	Principal Sudder Ameen,	...	3	3		14		...	3	3	20	
	Sudder Ameen of Muttra,	...	1	...		12		...	...	...	13	
	1st Moonsiff of Agra,	...	...	...		...		...	4	...	4	
	2nd Do. Do.	...	...	...		...		...	...	...	...	
	Moonsiff of Muttra,	1	1	...		16		...	3	1	20	
	Do. of Futtehpore,	...	20	...		13		...	...	...	13	
	Do. of Futteabad,	...	...	...		3		...	24	...	27	
	Do. of Etmadpore,	...	...	...		21		...	5	...	26	
	Do. of Jullaisur,	...	1	...		35		...	2	...	37	
	Do. of Maat,	...	...	...		34		...	...	...	34	
	Total,	1	26	3		148		...	41	4	194	

The Court observe that three entire hereditary Mouzahs, and 148 shares of like Mouzahs, have been sold in execution of decrees during the year under review. This number is not small, and the Court will be glad to receive from the Judge particulars of the three entire Mouzahs sold by order of the Principal Sudder Ameen, and his opinion of the necessity of the same.

There has been the temporary alienation, under Section 244, of one entire Mouzah and 26 shares. The Court are glad to note that so much effect has been given to the mitigative provisions of this Section. In the remarks noted marginally the Judge has fallen into error, confounding seemingly Sections 243 and 244. Under the former Section, the Collectors have no legal action, though there can be no objection to Civil Courts availing themselves of any information or suggestions which the Revenue Authorities may make. It is under the latter Section that the Collectors are authorized by law, and required by the orders of Government, to recommend temporary alienation when thought desirable to prevent permanent transfer.

"I have issued instructions to the subordinate Judges, and have drawn the Collector's attention to the expediency of more fully carrying out the provisions of this Section (243)."

12. Fifty-eight debtors were imprisoned in execution of decrees in the year under review, as compared with 44 in the previous year.

13. Mr. J. P. Lyons was Principal Sudder Ameen of the District from 1st January to end of February, and from 1st March to the end of May he was an Additional Principal Sudder Ameen. Moulvee Mahomed Buksh was Principal Sudder Ameen of the District from 1st March to 31st December. The details of their work, together with that of the Judge of the Small Cause Court, in his capacity as Principal Sudder Ameen, are shewn in the following return :—

Name of Principal Sudder Ameen.	Average No. of regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in court.	Remarks.
	Original Suits.	Appeals.						
Mr. J. P. Lyons, ---	15	14	47	100	---	0-5-0	47.	
Additional Principal Sudder Ameen, ---	1	61	---	---	---	0-8-21	100.	
Mahomed Buksh, Principal Sudder Ameen, ---	58	27	22	1	2—10	0-5-0	87.	
Mr. V. Berkelly, Judge Small Cause Court, in capacity of Principal Sudder Ameen, ---	24	---	17	---	2—27	1-2-0	87.	

The Judge states that "Mahomed Buksh is a most capable and attentive Officer, and he has performed his work to my satisfaction in all respects." From the manner in which Mahomed Buksh has conducted his duties as Principal Sudder Ameen, and the improvement introduced by his assiduous exertions in the state of the files of his Court, the Court have every reason to be satisfied with their selection of this deserving Officer for promotion.

14. Mahomed Subbeeooddeen was Sudder Ameen of the district throughout the year.

Name of Sudder Ameen.	Average No. of regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suit.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
Mahomed Subbeeooddeen, ---	11	---	27.	38	M. D. 2—21	0-3-16	67.	

The Judge writes of Mahomed Subbeeooddeen Khan, Sudder Ameen of Muttra. "Mr. Judge Wylly recorded his opinion at the end of last year, to the effect that he had no high opinion of his judgment, and that he had a reckless habit of non-suiting before the passing of the new Code of Procedure. He is slow, but painstaking, as far as I have been able to Judge. His work shews 38 per cent. decisions overruled or modified in appeal. His average amount of work as Sudder Ameen and Moonsiff is good." The Court find nothing particular to remark in regard to this Officer, who, from the abolition of the Office of Sudder Ameen at Muttra, has been transferred to zillah Shahjehanpore, where his duty as Sudder Ameen will probably be heavier, and an opinion on his qualifications will be better formed.

15. The following Statement shews the general results of the work performed by each Moonsiff throughout the year :—

Moonsiffee.	Name of Moonsiff.	Average No. of regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	Number of days, work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both parties personally attended to total No. finally disposed.	Remarks.
1st Agra,	Gungput Rai, Ruttun Lall,	60	5	80.	0	0-1-4	85.	
2nd ditto,	Gopal Suhai,	90	4	62.	0	0-1-6	71.	
Muttra,	Subbeeooddeen,	60	9	26.	27 days.	0-2-12	79.	
Futtehpore,	Salamut Ali,	81	4	77.	5—5	0-1-4	52.	
Futteabad,	Nizam Ali, Ullee Buksh,	121	2	36.	2—10	0-2-15	71.	
Etmadpore,	Kunhya Lall,	50	7	45.	1—8	0-1-18	55.	
Jullaisur,	Mahomed Buksh,	90	1	44.	2—8	0-2-2	68.	
Maat,	Sabit Ali, Mukkhun Lall, Inayet Ulee,	44	5	61.	2—4	0-0-22	92.	

The Judge has recorded his opinion on the qualifications of the Moonsiffs in the following terms:—"Of *Salamut Ali*, I found it recorded by Mr. Wylly that he came from zillah Futtehpore under a cloud, and that he has in possession a note from General Neill certifying to his having done good service during the revolt. For myself, I have had every reason to be satisfied with him." The Court have been obliged to dispense with the services of this Officer in the recent reductions; and he has applied for a retiring pension. "Of *Nizam Ali*, I find it recorded by Mr. Wylly that he is a well conducted Officer, but his judgment is not very good. For myself, I have found him intelligent and industrious. He has decided a large number of cases during the year, his monthly average being 121 cases." The Court have retained Nizam Ali on the Moonsiffee bench, and have transferred him to Kassgunge in the Ally District.

"Of *Kunhya Lall*, I find it recorded by Mr. Wylly that his judgment is weak, and that he appears to be indolent and careless; his decisions lengthy and badly

argued. For myself, I have not found him to be indolent; but slow, and undecided." This Officer has been reduced in the late revision of establishments, and will apply for his pension. "Of *Mahomed Buksh*, Mr. Wylly has recorded an opinion that he has an excellent judgment and works hard. In that opinion, I also concur. He has done a considerable amount of work, and his appealed cases are very few." This Officer has been transferred to the Cawnpore District.

16.—*Financial results of Muzkooree and Tulubana Returns.*

Name of Court.	Number of Peons.	Amount of Tulubana after payment of a one-fourth to the Nazir of the Court.			Amount of salary of Peons.			Surplus at close of year.			Deficit.			Remarks.
		Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	
Judge, ---	10	510	3	9	527	10	9	0	0	0	17	7	0	
Judge S. C. Court, in capacity of P. S. Ameen, ---	0	0	0	0	0	0	0	0	0	0	0	0	0	
Sudder Ameen and Moonsiff of Muttra, ---	26	1,906	3	6	1,397	3	8½	508	15	9½	0	0	0	
1st Moonsiff of Agra, ---	35	2,435	14	6	1,582	10	0	853	4	6	0	0	0	
2nd Do. Do.,---	15	426	12	0	344	6	3	82	5	9	0	0	0	
Moonsiff of Futtehpore, ---	17	572	15	3	397	4	6½	175	10	8½	0	0	0	
Do. of Futteabad, ---	28	1,834	12	0	1,505	14	6	328	13	6	0	0	0	
Do. of Etmadpore, ---	26	2,322	9	7½	1,415	7	4	907	2	3½	0	0	0	
Do. of Jullaiser,	21	1,417	8	6½	1,149	8	3½	268	0	3	0	0	0	
Do. of Maat, ---	34	2,574	9	0	1,802	13	11	771	11	1	0	0	0	
Do. of Ditto, ---	10	854	14	6	548	15	9	305	14	9	0	0	0	
Total, ---	222	14,856	6	8	10,671	15	½	4,201	14	7½	17	7	0	

There was a surplus of Rs. 4,184-7-7½ at the close of the year, after deducting costs of establishments, &c. The system has worked financially well, and has been well understood and superintended.

17. The net gain to Government accruing from the *sale of Stamps* in the Courts subordinate to the Judge, after deduction of the costs of those Courts, amounted to Rupees 56,684-5-4, as shewn in the following memorandum:—

Court.	Aggregate value of Stamps filed.			Amount ordered to be refunded for Razeenamah.			Net Total.			Cost of Subordinate Civil Judges' salaries and Establishments exclusive of the Zillah Judges.			Net gain to Government.			Loss to Government.			Remarks.
	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.	
Judge Small Cause Court, ...	203	0	0	504	0	0	0	0	0	0	0	0	0	0	0	301	0	0	
Principal Sudder Ameen, ...	31,949	0	0	3,332	0	0	28,617	0	0	6,600	0	0	22,017	0	0	0	0	0	
Sudder Ameen and Moonsiff Muttra, ...	11,054	0	0	1,464	0	0	9,590	0	0	3,960	0	0	5,630	0	0	0	0	0	
1st Moonsiff of Agra, ...	3,722	12	0	550	0	0	3,172	12	0	1,235	0	0	1,937	12	0	0	0	0	
2nd Do. do., ...	5,981	13	6	951	0	0	5,030	13	6	910	0	0	4,120	13	6	0	0	0	
Moonsiff of Futtehpore, ...	7,858	8	0	426	0	0	7,432	8	0	2,280	0	0	5,152	8	0	0	0	0	
Do. of Futteabad, ...	9,256	12	0	902	0	0	8,354	12	0	1,680	0	0	6,678	12	0	0	0	0	
Do. of Etmadpore, ...	4,069	0	0	98	0	0	3,971	0	0	1,680	0	0	2,291	0	0	0	0	0	
Do. of Jullaisur, ...	8,842	9	0	355	0	0	8,487	9	0	1,680	0	0	6,807	9	0	0	0	0	
Do. of Maat, ...	4,213	0	6	242	0	0	3,971	0	6	1,617	1	8	2,353	14	10	0	0	0	
Total, ...	87,150	7	0	8,824	0	0	78,627	7	0	21,642	1	8	56,985	5	4	301	0	0	

The Court consider the above financial result to be satisfactory. They observe that there has been a loss of Rupees 301 in the Court of Small Causes, whereby the gain to Government on the whole litigation of the zillah is reduced to Rupees 56,684-5-4.

18. The total value of all suits, original and appeal, litigated in the Civil Courts of this District during the year under review amounted to Rupees 18,28,875, and the costs to Rupees 2,16,660, giving an average percentage of costs to value of Rupees 12, and of costs per suit of Rupees 28.

19. Mr. Alexander Ross officiated as Judge during 1½ month, Mr. E. C. Bayley for a similar period, and Mr. W. S. Paterson for 7 months, in the year under review. They disposed of the cases noted in the following Table:—

	Original suits.	Appeals.		No. of days.
Mr. Ross disposed of original suits and appeals, --- --- ---	1	3	And sat for the disposal of business.	3
Mr. Bayley, --- --- ---	0	1		3
Mr. Paterson, --- --- ---	7	100		57

Owing to the accumulation of Sessions work, Mr. Paterson was able to devote only 57 days to the disposal of Civil business.

20. The Court regret to observe the ill success attained by Mr. Paterson in attempting to eradicate the evils of cliquedom among the Ministerial Officers of the Agra Civil Courts notwithstanding his exertions towards that end, and they fully authorize his having recourse to the instructions conveyed in para. 2 of their Circular letter No. 17, dated 22nd August last, viz., giving notice to such Officials either to effect their own exchange elsewhere or to resign.

21. Mr. Paterson is new to the work of a Civil Judge; and has had the disadvantage of being introduced to his work in a District in which, from various untoward causes, the arrears were heavy. The Court believe that he has exerted himself with zeal to reduce the arrears, and place the files in a proper condition. The Court have reviewed a number of Mr. Paterson's decisions, and, though the number of cases in which his order required modification or called for reversal was larger than it should be, still they see no reason why, with greater experience in Office, satisfactory results should not be obtained.

J. SIMSON,

Register.

ORDER.—Ordered, that a copy of this Resolution be forwarded to the Judge of Agra, for his information, and that another copy be submitted to Government.

No. 334.

RESOLUTION of the Court of Sudder Dewanny Adawlut, North Western Provinces. Dated Agra, the 24th January 1862.

PRESENT:

Judges,—M. R. Gubbins, and James Lean, Esqrs.

Officiating Extra Judges,—Alex. Ross, and W. Wynyard, Esqrs.

READ a letter No. 9, dated the 7th instant, from R. Spankie, Esquire, Officiating Judge of Furruckabad, submitting his report on the Administration of Civil Justice in that zillah, during the year 1861, accompanied by the prescribed statements.

1. *REGULAR FILES.*

Courts.	Instituted.		Disposed of.				Pending on 1st January.			
			1860.		1861.		*Above 1 year.*		*Total pending.*	
	1860.	1861.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, ---	433	551	130	137	430	507	1	---	221	248
Principal Sudder Ameen,	307	620	315	384	634	813	1	---	175	85
Moonsiffs, ---	5,011	9,702	3,983	4,893	7,210	8,802	2	1	743	1,565
Total, ---	5,751	10,873	4,428	5,414	8,274	10,122	4	1	1,139	1,898
Increase, ---	---	5,122	---	---	3,846	4,708	---	---	---	759
Decrease,---	---	---	---	---	---	---	---	3	---	---

2. The income of suits instituted in this zillah during the year under review is almost double that of the previous year. This, the Judge remarks, is solely attributable to the influx of cases caused by the proximate operation of Act XIV. of 1859, and the number of cases pending at the close of the year is equally effected by the same circumstance. Regarding the large number of suits, 248, pending on his own file, Mr. Spankie explains that they are caused by the embarrassed state of the Judge's file at the close of 1860, and by the institution of 551 new cases in 1861.

3. The Court remark that this increase of work in this district, though extraordinary, is sufficiently accounted for by the Judge. It is highly satisfactory to note how well this increase has been met by corresponding exertion on the part of the Judge, Principal Sudder Ameen, and Subordinate Judicial Officers. The increase is most striking in the number of cases *decided on their merits*, the number of such cases decided by the Judge being more than three times the number so decided in the preceding year. The Court regard this as highly creditable indeed to Mr. Spankie. In the case of the Principal Sudder Ameen, the number of decisions on the merits is double that of last year, which is similarly creditable to that officer; while the exertions of the Moonsiffs, under the efficient superintendence of the Judge, have been almost equally marked.

The Court are satisfied that the number of pending cases on the file of the Judge could not have been reduced; they think the small pending file [85] of the Principal Sudder Ameen very creditable to that officer; and consider the increase in the pending files of the Moonsiffs to be quite sufficiently accounted for.

4. The number and proportion per cent. of cases decided upon their merits, as compared with the number of cases disposed of in other ways, are exhibited in the following Tabular Statement:—

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	Total No. of cases disposed of during the year.								Remarks.
		Ex parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on Merits.	Total.	Proportion per cent. of cases decided on their merits to the total No. decided.	
Judge, ...	Mr. R. Spankie, ...	20	7	27	40	30	376	500	*75	* Seven cases rejected as not brought within the prescribed time are not included in this.
Principal Sudder Ameen,	Tujjummool Hossein Khan, ...	5	4	2	1	30	61	103	59	
Moonsiffs, ...	Cazee Inayut Hossein, ...	121	26	21	11	133	394	706	†55	† Four cases rejected, are not included.
		2,199	2,359	315	353	1,226	2,337	8,789	‡26	‡ 13 do do.
	Total, ...	2,345	2,396	365	405	1,419	3,168	10,098	31	

5. Mr. Spankie regards the number of cases decided on their merits by the Moonsiffs as very small when compared with the number decided *ex parte* and on confessions, viz., 2,199 to 2,359. He remarks, "the confessions, I have no doubt, are nearly all genuine, but I question whether there should be so many *ex parte* decisions [the percentage of the latter to decisions on the merits being 94], and I cannot but think that the Moonsiffs too readily admit as proved the service of summons on the words of the peons." The Court entirely share the doubt expressed by the Judge, and hope he will keep a careful watch to check the proceedings of the subordinate Courts in this respect.

6. *Miscellaneous Files.*

Court.	Instituted.		Decided.				Pending.			
			1860.		1861.		*Above 1 year.*		*Total pending on 1st January.*	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January 1861.	On 1st January 1862.	1861.	1862.
Judge, ---	153	259	50	61	311	346	1	---	109	23
Principal Sudder Ameen,	535	762	212	489	398	812	---	---	144	103
Moonsiffs, ---	10,019	10,351	5,718	9,628	5,859	10,494	2	---	11,479	1,337
Total, ---	10,707	11,372	5,980	10,178	6,568	11,652	3	---	1,732	1,463
Increase, ---	---	665	---	---	588	1,474	---	---	---	---
Decrease, ---	---	---	---	---	---	---	---	3	---	269

7. The Court are glad to notice that, notwithstanding an increased income of 665* miscellaneous suits, the pending files in this Department have been reduced by 269 cases, owing to the increase of work disposed of, amounting to 588 merit cases and 1,474 suits, finally disposed of.

* Counting only the first 18 Columns of Statement No. 2.

8. *Execution of Decrees.*

Year.	No. of applications for Execution of Decrees.				Percentage of Column 2 to Column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1860, ---	1,496	1,520	2,457	5,473	27.
1861, ---	1,525	2,050	2,931	6,506	23.

The considerable increase in the number of suits partially executed and struck off during the year under review, has slightly reduced the percentage of cases completely executed to those disposed of in every way.

9. *Appeals under Act X of 1859.*

Name and Designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during year.	Total.	Disposed of during year.				Pending at close of year.	Percentage of cases reversed or modified to total cases disposed of.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.		
Mr. C. R. Lindsay, Collector of Furruckabad, ...	2	0	2	1	1	0	2	0	0
„ S. S. Melville, Deputy Collector of Do., ...	0	13	13	3	0	1	4	9	0
„ F. Hogg, Do. of Do., ...	2	0	2	1	1	0	2	0	0
„ H. D. Robertson, Do. of Do., ...	0	2	2	1	1	0	2	0	0
„ C. Robertson, Officiating Do. of Do., ...	18	29	47	18	13	8	39	8	33
„ Pasley, Do. of Do., ...	0	1	1	0	0	0	0	1	0
„ J. H. Walker, Deputy Collector under Regulation IX. of 1833, ...	5	0	5	1	4	0	5	0	80
Mirza Kulb Hossein Khan, Do.	13	19	32	9	5	7	21	11	24
Moonshee Gungapershad, Do.	9	18	27	12	5	2	19	8	20
Mr. C. B. Thornhill, Deputy Collector of Etah, ...	2	0	2	2	0	0	2	0	0
„ D. Churcher, Do. of Do., ...	1	0	1	1	0	0	1	0	0
Prag Dutt, Deputy Collector under Regulation IX of 1833, ...	1	0	1	0	1	0	1	0	0
Dairpershad, Do. do., ...	0	2	2	1	1	0	2	0	0
Total, ...	53	84	137	50	32	18	100	37	32

The results shewn in the foregoing Table are, in the opinion of the Court, very creditable to Mr. Melville, Kulb Hossein, and Gungapershad; and nowise discreditable to Mr. C. Robertson.

10. The proportion of appeals to cases decided, as given *marginally, is highly creditable to the officers who have disposed of most of the cases in the Revenue Department, viz., Messrs. C. Robertson, S. Mewille, Kulb Hossein, and Gungapershad; details of the Etah Returns have not been received, but there were only 6 appeals, as noted † marginally.

*Name and Designation of Officer.	Cases pending at close of last year.	Instituted during the year.	Decided.	Percentage of cases appealed to those decided.
Mr. H. D. Robertson, Deputy Collector, ...	14	46	35	6
„ S. S. Melville, Do., ...	0	439	382	4
„ G. B. Pasley, Do., ...	1	23	86	1
„ C. Robertson, Officiating Do., ...	26	951	816	6
Mirza Kulb Hossein Khan, Deputy Collector, ...	93	1,711	1,530	2
Moonshee Gungapershad, Deputy Collector, ...	37	960	949	3
Etah District, ...	0	407	372	3
Total, ...	171	4,537	4,170	0

†Mr. Thornhill, ... 2
Mr. Churcher, ... 1
Prag Dutt, Deputy Collector... 1
Dairpershad Do. Do., ... 2

11. The Court learn with satisfaction that the jummabundees and other village papers which have come before the Judge in disposing of appeals, have been generally found to be correct. This fact sufficiently explains the small proportion of suits appealed to the Judge.

12. *Operation of Section 24, Act VIII. of 1859.*—The Court observe that the application of the Penal provisions of Section 24, in respect of prosecutions for false verifications of plaints and written statements, has been judiciously made. They note also that several of the Moonsiffs are reported as having sent up cases for commitment.

Name of Court and Designation of Officer.	No. of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Remarks.
Judge, ...	2	5	4	...	1 case pending.
P. S. Ameen, ...	2	3	2	...	Do.
Total, ...	4	8	6	...	

13. *Average duration of Suits.*

Name and Designation of Officer.	1860.			1861.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. E. C. Baley, Judge of Furruckabad, ---	0	3	22	0	5	4
„ R. Spankie, Officiating Do. Do., ---	0	0	0	0	4	19
Tajjummool Hossein Khan, P. S. Ameen Do., ---	0	4	11	0	4	19
Cazee Inayut Hossein Khan, Do., ---	0	0	0	0	3	0
Nasir Ali Khan, Moonsiff of Southern Division,---	0	0	22	0	1	16
Abdool Qyoom, Do. of Northern Do., ---	0	0	25	0	1	10
Zakir Hossein, Do. of Kain Gunge, ---	0	0	26	0	1	4
Bhugwanpershad, Do. of Do., ---						
Kuramutoollah, Do. of Doondwara, ---	0	1	6	0	2	20
Ikram Hossein, Do. of Chubramow, ---	0	1	29	0	1	28
Pudit Hursuhai, Do. of Kunouj, ---	0	1	7	0	3	5

13. In regard to this return, Mr. Spankie explains that the duration of cases in his own Court is exceptional, "as he had, during the past year, to try 223 cases of appeal which had been instituted in 1860. Tujjummool Hossein Khan, the Principal Sudder Ameen, was quite unfit for work; and the Cazee Inayut Hossein Khan did not join till April, and found a large amount of arrears." The Court accept the Judge's explanation of the increased duration of cases as quite sufficient, and attributable, in the case of the Moonsiffs, to the greatly increased number of suits which they had to try. In respect to the remark made by the Judge as to the unfitness for active duty of Tujjummool Hossein Khan, late Principal Sudder Ameen of Furruckabad, now holding that office at Meerut, the Court have recently been led to believe that the infirm health of that officer renders his retirement desirable, and are led to believe that he may ere long apply to retire on a pension.

14. Personal attendance of parties to Suits.

Designation of Court and Name of Presiding Officer.		Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of non-attendance.	Total No. of cases decided.	Percentage of cases of personal attendance to total cases decided.
		In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. R. Spankie, Judge,	Original Suits, ...	11	14	23	48	27	75	64
	Appeals, ...	46	62	45	153	279	432	35
P. S. Ameen, Tujjummool Hossein Khan,	...	3	1	1	5	64	69	7
Do. Cazee Inayet Hossein Khan,	...	182	42	252	476	128	604	79
Nasir Ali Khan, Moonsiff of Southern Division,	...	617	598	205	1,420	182	1,602	88
Abdool Qyoom, Do. of Northern Do.,	...	460	343	589	1,392	207	1,599	87
Zakir Hossein, Do. of Kalurgunge,	...	250	3	94	347	469	816	42
Bhugwanpershad, Do. of Do.,	...	151	3	275	429	93	522	82
Kuramutoollah, Do. of Doondwara,	...	245	9	52	306	801	1,107	27
Ikram Hossein, Do. of Chubramow,	...	333	93	380	806	783	1,589	51
Pundit Hursahai, Do. of Kunouj,	...	296	268	781	1,345	222	1,567	86
Total,	...	2,594	1,436	2,697	6,727	3,255	9,982	67

Respecting this return, the Judge remarks:—"It is worthy of observation that the Moonsiffees in which the percentage of cases of personal attendance to total of cases decided is smallest are those of Kaemgunge and Doondwara, in which the largest number of confessions of judgment have been admitted. These Moonsiffs do not include the defendants who put in confessions of judgment as being personally before the Court, because they have not been examined as witnesses, though, if they appear personally to attest the confession of judgment, they are really before the Court, and practically they are as much in attendance as those who attend voluntarily and offer themselves as witnesses, or appear in answer to a summons." Mr. Spankie adds that he has called on all the Moonsiffs to state what is their practice as regards those persons who appear in person to agree to arbitration, to compromise a suit or to confess judgment. The Court entirely concur in the opinion of the Judge, and will be glad to hear the result of his enquiry. General instructions will shortly be issued on the subject, to secure an uniform practice in this respect.

15. *Operation of Section 243, Act VIII. of 1859.*

Court.	Total No. of decrees executed or put in execution during the year.	No. of decrees executed or in process of execution under Section 243, Act VIII of 1859.					No. of decrees executed by sale or in execution under Section 248.	No. of decrees executed in other manner.	Remarks.
		By appointment of a manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of property.	Total.			
Judge,	35	0	0	0	0	0	1 Sec. 248	28	
Principal Sudder Ameen,	660	0	3	0	1	4	17 „	544	
Moonsiff of Southern Division,	1,161	0	0	0	0	0	14 „	967	
Do. of Northern, Do.	854	0	0	0	0	0	43 „	741	
Do. of Kaimgunge,	948	0	0	0	0	0	106 „	692	
Do. of Doondwara,	1,585	0	0	0	0	0	71 „	1,200	
Do. of Chubramow,	1,148	0	0	4	0	4	82 „	853	
Do. of Kunouj,	1,462	1	2	0	2	5	108 „	1,032	
Total, ---	7,853	1	5	4	3	13	442 „	6,057	

15. With reference to this return, the Court observe that the provisions of Section 243, have been almost wholly inoperative in this zillah; and they would have been glad if the Judge had explained the reason. The Court apprehend the reason to be because of the novelty of the procedure; but as the Court are disposed to think that much benefit will be found to result from its more general adoption, they commend it to the attention of the Judge during the current year, and request that he will favor the Court with his opinion after expiry of the first six months of the year.

16. *Operation of Sections 244 to 248, Act VIII of 1859.*

	No. of Mouzahs and shares of Mouzahs alienated in execution of decrees of Civil Court.								Remarks.
	Temporary under Section 244 Act VIII of 1859.		Permanent under Section 248.						
			Hereditary.		Other.		Total.		
	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
Judge,	0	0	0	0	0	1	0	1	
Principal Sudder Ameen,	2	0	3	22	0	0	3	22	
Moonsiff of Southern Division,	0	1	0	21	0	1	0	22	
Do. of Northern Do.	0	0	1	27	0	5	1	32	
Do. of Kaimgunge,	0	1	0	25	0	0	0	25	
Do. of Doondwara,	0	0	0	44	0	0	0	44	
Do. of Chubramow,	0	0	0	21	0	0	0	21	
Do. of Kanouj,	0	0	0	11	0	1	0	12	
Total, ---	2	2	4	171	0	8	4	179	

Very little effect has been given to Section 244. It is true that the sales under Section 248 of mouzahs and shares of mouzahs have been few; still the Court would have been glad to learn why so little effect was given to the mitigatory provisions enacted by the former Section.

17. Mr. Spankie observes:—"This Statement does not represent the number of cases in which the Collectors' requisitions have been attended to, in which, without recourse to temporary alienation, some other arrangement has been come to between the parties and the attachment has been withdrawn;" and states that the number of such cases was 30. The Court have, of course, no objection to Collectors assisting the action of the Civil Courts by suggesting mitigatory processes of realizing decrees, but they observe that the law does not authorize any "requisitions" for such a purpose, unaccompanied by alienation.

18. Sixty-one debtors were imprisoned in execution of decrees in the year under review, as compared with 118 in the previous year. This decrease may possibly have been caused by the reason attributed by the Judge, *i. e.*, the high price of grain food.

19. Tujjummool Hossein Khan was Principal Sudder Ameen of the district from 1st January to 4th March, and Cazee Inayut Hossein Khan, from the 2nd April to the end of the year.

The amount of work performed by each is shewn in the following Table:—

Name of Principal Sudder Ameen.	Average No. of Regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both parties personally attended in Court.
	Original Suits.	Appeals.					
					M. D.	M. D.	
Mahomed Tujjummool Hossein Khan, ---	34	17	23	51	---	4—19	7
Cazee Inayut Hossein Khan,	60	11	24	13	1—6	3—0	79

20. Regarding *Cazee Inayut Hossein,* Mr. Spankie reports as follows :—"The present Principal Sudder Ameen's files of regular suits and appeals at the end of the year were clear, there being 84 regular suits and one appeal pending. Application has been made to the Sudder Court for the withdrawal of 100 appeals from the Judge's file to that of Cazee Inayut Hossein Khan, who has already decided 106 since he took charge, and 604 original suits. His miscellaneous file shews 103 cases pending, to 144 in 1860. As far as I have been able to judge, I have been hitherto satisfied with his general work and punctual performance of his duty. Ninety-three appeals were entered against his decisions, of which I confirmed 17, and reversed or modified 12." The Court considered the amount of work got through in the past year to be very creditable to Cazee Inayut Hossein Khan, Principal Sudder Ameen; and the results in other respects equal to what, under such a pressure of work, might have been looked for.

21. The following return shews the amount of work performed by each Moonsiff with the general results.

Moonsiffee.	Name of Moonsiff.	Average No. of Regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	No. of days work left pending at the close of the year at the average rate of work performed in past year. M. D.	Average duration of suits. M. D.	Percentage of cases in which one or both of the parties personally attended to total No. finally disposed of.	Remarks.
Southern Division,	Nasir Ali Khan,	133	2	30	1–28	1–10	88	
Northern Do.	Abdool Qyoom,	133	6	21	0–27	1–10	87	
Kaingunge,	Zakir Hossein,	68	3	55	---	---	42	
	Bhugwan Pershad,	43		---	1–0	1–4	82	
Doondwara,	Kuramutoollah,	92	2	50	3–11	2–20	27	
Chubramow,	Ikram Hossein,	132	4	24	1–20	1–28	51	
Kunouj,	Pundit Hursuhai,	131	6	24	4–5	3–5	87	

Mr. Spankie observes:—"The Moonsiff of the southern division, *Nasir Ali Khan,* was highly spoken of by my predecessor, and after a year's experience of the Moonsiff's work, and with reference to his general character in the estimation of the people, I am disposed to agree with Mr. Bayley's view of his qualifications."

There are a very few cases of appeals from his decisions.

Ex parte.	*On Confession.*	*Arbitration.*	*Default.*	*Adjusted or withdrawn.*	*Total.*	*On Merit.*
579	275	28	69	342	1,293	309.

22. "The Moonsiff whom I place next in succession, in point of ability and general qualifications, is *Abdool Qyoom.*

Ex parte.	*Confession.*	*Arbitration.*	*Dismissed.*	*Adjusted.*	*Total.*	*On Merits.*
417	210	56	84	293	1,060	539

This Moonsiff performs a large amount of work, as per marginal table." The Court entirely concur in the Judge's commendation of the results shewn of the work of this officer. The Court observe that they have had satisfaction in recently recommending both these Moonsiffs for promotion to the second grade on a salary of Rs. 200 each.

23. "*Hursuhai, Moonsiff of Kanouj,*" will, Mr. Spankie remarks, "run both the above Moonsiffs very hard, if he continues to work as well as he does now. The Moonsiff disposed of his work as follows:—

Ex parte.	*Confession.*	*Arbitration.*	*Dismissed.*	*Adjusted.*	*Total.*	*On Merits."*
271	608	37	10	21	947	612

The Court likewise concur in the praise bestowed on this Officer.

24. "*Ikram Hossein,* Moonsiff of Chubramow is highly unpopular in the district, and there is a wide spread opinion unfavorable to his integrity. But when he pleases to work, he is not an unsuccessful Moonsiff. He disposed of the following cases:—

Ex parte.	*Confession.*	*Arbitration.*	*Dismissed.*	*Adjusted.*	*Total.*	*On Merits."*
352	257	47	38	260	954	654

The Court observe that this officer will be included in the number of Moonsiffs about to be reduced.

25. "*Kuramutoollah,* Moonsiff of Doondwara, has not been successful in the cases appealed from his decisions, and he decided very few cases on the merits. I spoke to him, Mr. Spankie observes, on this subject, but he states that these confessions and adjustments are genuine expressions of the wish of the parties.

Ex parte.	*Confessions.*	*Arbitration.*	*Dismissed.*	*Adjusted.*	*Total.*	*On Merits.*
203	571	63	45	123	1,005	98

Still, I am not disposed to regard the decision on the merits of only 98 out of 1,103 finally disposed of as satisfactory, especially when 22 of the appeals against him are from decisions passed in this year. On the whole, therefore, I do not consider that Kuramutoollah has worked as well as he ought to have done." The Court express their dissatisfaction with the state of Kuramutoollah's work; and although in consideration of his length of service, and of his having attained the position of Moonsiff of the 1st Grade, they have not included him in the list of Moonsiffs who will lose office in consequence of the contemplated reductions, still they desire that Kuramutoollah may be distinctly informed by the Judge that his future retention of office, to say nothing of promotion, will depend on his more efficient discharge of duties which his official experience should have taught him better to discharge.

2. "*Zakir Hossein,* Moonsiff of Kaimgunge, left in July.

Ex parte.	*Confession.*	*Arbitration.*	*Dismissed.*	*Adjusted.*	*Total.*	*On Merits.*
234	306	40	30	130	723	93

He decided very few cases on the merits. I do not think highly of this Moonsiff's qualifications."

"Of *Bhugwan Pershad*, his successor, I cannot speak from any experience of his work, as none of it has come before me; but he has done a good share of work."

Ex parte.	*Confession.*	*Arbitration.*	*Dismissed.*	*Adjusted or withdrawn.*	*Total.*	*On merits.*
142	132	44	94	57	470	52.

27. The financial results of the *Muzkoorie and Tabular Returns*, as exhibited below, shew a net surplus of Rs. 7,881-8-4 at the close of the year, which sufficiently attest the success in this Zillah of the change of system introduced by the Court by their Circular No. 8, dated the 4th February 1860, and are very satisfactory, and highly creditable to the arrangements and superintendence of the Judge:—

Name of Court.	No. of Peons.	Amount of Talulubana after payment of one-fourth to Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
Judge, --- --- ---	6	612 5 3	340 8 2	271 13 1	0	
P. S. Ameen, --- ---	20	2,514 3 9	1,080 0 0	1,434 3 9	0	
Moonsiff of Southern Division, --- ---	23	1,762 1 10	1,229 2 10	532 15 0	0	
Moonsiff of Northern Division, --- ---	18	1,972 13 3	988 12 0	984 1 3	0	
Moonsiff of Kaimgunj,	24	2,591 4 0	1,287 7 7	1,303 12 5	0	
„ of Doondwara,	30	2,875 12 6	1,613 8 6	1,262 4 0	0	
„ of Chubramow,	24	2,348 12 0	1,250 11 11	1,098 0 1	0	
„ of Kunouj, ---	28	2,427 6 9	1,433 0 0	994 6 9	0	
Total, ---	173	17,104 11 4	9,223 3 0	7,881 8 4	0	

28. Net gain to Government accruing from the *sale of stamps* in the Courts subordinate to the Judge, after deduction of the costs of these Courts, amounted in Furruckabad to Rs. 61,587-9-0, as shewn in the following Memo:—

COURT.	Aggregate value of stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judges' salaries and establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	REMARKS.
P. S. Ameen, --- --- --- ---	33,022 12 0	5,025 8 0	27,997 4 0	6,600 0 0	21,397 4 0	0	
Moonsiff of Southern Division, --- --- ---	10,661 8 0	1,196 0 0	9,465 8 0	2,280 0 0	7,185 8 0	0	
„ of Northern Do., --- --- ---	10,722 4 0	1,217 0 0	9,505 4 0	1,680 0 0	7,825 4 0	0	
„ of Kaimgunj, --- --- ---	8,223 8 0	680 0 0	7,543 8 0	2,001 0 0	5,542 8 0	0	
„ of Doondwara, --- --- ---	6,961 1 0	417 0 0	6,544 1 0	2,280 0 0	4,264 1 0	0	
„ of Chubramow, --- --- ---	8,983 8 0	898 0 0	8,085 8 0	1,680 0 0	6,405 8 0	0	
„ of Kunouj, --- --- ---	10,748 8 0	141 0 0	10,607 8 0	1,640 0 0	8,967 8 0	0	
Total, ---	89,323 1 0	9,574 8 0	79,748 9 0	18,161 0 0	61,587 9 0	0	

29. The total value of suits, original and appeal, litigated during the year under review amounted to Rs. 15,28,947, and the costs to Rs. 2,00,632, giving an average percentage of costs to value of Rs. 13, and of costs per suit of Rs. 20.

30. Mr. Robert Spankie was Zillah Judge throughout the year, and disposed of 75 original suits and 432 appeals during that period, sitting 171 days for the disposal of Civil business, as compared with 58 days in the previous year, during which, Messrs. Bayley and Spankie sat, the former 53 and the latter 5 days.

31. The Court are glad to note that Mr. Spankie has, during the past year, observed an improvement in the subordinate Native Judges respecting the manner in which their decisions are framed, these being now *lex prolix* and abounding in fewer Arabic phrases than formerly.

32. They also learn with pleasure that the Civil Courts in zillah Furruckabad have been purged from the evils of cliquedom among family relations during the year under review.

33. It is interesting to observe the diminished bulk of the pleadings in this district since the introduction of Act VIII. of 1859. From a personal inspection made by Mr. Spankie of 30 random cases, both before and after the introduction of the Act, it appears that the average number in each misl, or separate case, amounted to the relative proportions of $24\frac{1}{2}$ to $15\frac{1}{5}$.

34. The Court learn with satisfaction Mr. Spankie's continued good opinion of the working of Act VIII. of 1859, which is reported to have given satisfaction to the suitors.

35. The Court received Mr. Spankie's very satisfactory Report on the 10th January, and consider that able officer well entitled to their acknowledgments for his own assiduous labor on the bench, as well as his careful superintendence of the Civil Administration in the hands of his subordinates, in all its particulars. Mr. Spankie's careful estimate of the merits of the Moonsiffs subordinate to him is of particular value to the Court at this juncture, when there is a large reduction of these officers pending. To this, must be added the satisfaction with which the Court received his report on so early a date, which is most creditable to his office arrangements.

ORDERED, that a copy of this Resolution be forwarded to the Officiating Judge of Furruckabad, for his information and guidance, and that another copy be submitted to Government.

JAMES SIMSON,

Register.

No. 395.

RESOLUTION of the Court of Sudder Dewanny Adawlut, North Western Provinces. Dated Agra, the 28th January 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and Alex. Ross, Esqrs.
Officiating Extra Judge,—W. Wynyard.

READ a letter No. 3, dated 10th instant, from J. H. Batten, Esq., Judge of Mynpoorie, submitting his report on the Administration of Civil Justice in that district during the year 1861, accompanied by the prescribed Statements :—

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1860.		1861.		Above 1 year.		Total pending	
	1860.	1861.	Decided on trial.	Finally dis-posed of.	Decided on trial.	Finally dis-posed of.	1861.	1862.	1861.	1862.
Judge, ---	233	347	54	59	104	108	0	2	62	168
Principal Sudder Ameen,	123	265	263	284	335	364	0	0	50	93
Moonsiffs, ---	2,531	4,848	2,358	2,749	3,620	4,173	0	0	221	902
Total, ---	2,887	5,460	2,675	3,092	4,059	4,645	0	2	333	902
Increase,	0	2,573	0	0	1,384	1,553	0	2	0	830
Decrease,	0	0	0	0	0	0	0	0	0	0

The cases instituted in the Judge's Court have been chiefly appeals from the Revenue Authorities under Act X. of 1859, and appeals from Moonsiffs. Of the former, there have been 120 ; of the latter, 193; leaving 34 appeals from Principal Sudder Ameen's only. The Judge disposed of only three original suits on their merits during the year. He decided 28 appeals from Principal Sudder Ameen's, 33 appeals under Act X. of 1859, and 10 Moonsiff's appeals, leaving rather a proportionately heavy file of 168 cases, consisting chiefly of appeals under Act X. of 1859.

The short civil work of the Judge is sufficiently accounted for by Mr. Batten's absence for three months, during which time no officer could be spared by Government to replace him, so that his time has been mainly occupied in the year under review with criminal business. The Court hope that a better proportion of civil work may be shown during the current year.

2. The Principal Sudder Ameen shews a tolerable amount of work, viz., 217 regular cases disposed of, of which, however, only 107 were decided on their merits, and 127 Moonsiffs' appeals similarly decided. This is considerably below the minimum standard which has been fixed by the Court, who, accordingly consider the pending file of Regular suits, viz., 82 as rather heavy. The Judge will not fail, if the Principal Sudder Ameen's work continues during the year so light,

to make his services available in aid of the Moonsiffs, should such aid be found necessary in any case under the new Moonsiffee arrangements.

3. The Moonsiffs appear to have worked well. There is an increase of one-third in the number of cases decided by them on trial during the year.

4. Altogether, there is exhibited in these Returns a large increase of Civil suits, the institutions being nearly double the cases filed in the preceding year. This status is, however, altogether exceptional, and attributable to the two last days of institution periods, which occurred during the year under review, from the operation of Act XIV. of 1859, which was expected to take effect from the 1st of May, and has actually become law with the expiry of the year 1861.

5. The pending of the two suits which had been on the Judge's file for more than a year, is shewn to have arisen from causes beyond Mr. Batten's control.

6. The number and proportion per cent. of cases decided upon their merits, as compared with the number of cases disposed of in other ways, are seen in the following Table :—

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.
Court.	Name of Presiding Officer.	*Total No. of cases disposed of during the year.*							
		Ex parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted and withdrawn.	By decision on merits.	Total.	Proportion of cases decided on their merits to the Total No. decided.
Judge,	J. H. Batten, Esq., ...	0	1	0	1	3	103	108	95
Principal Sudder Ameen,	Mahomed Hussun Khan,	34	53	15	4	25	233	364	64
Moonsiffee of Mynpoorie,	Kunhya Lall, ...	160	669	26	18	149	244	1266	19
Do. of Shekeobad,	Kamalooddeen, ...	192	317	47	20	59	135	770	18
Do. of Etah,	Nujjuff Khan, ...	142	557	49	62	46	95	951	10
Do. of Etawah,	Mahomed Yaheea, late,	75	260	37	35	79	45	531	9
	Gunput Rae, present,	16	78	8	1	26	55	184	30
Do. of Phuppoond,	Koondun Lall, ...	56	183	21	25	33	153	471	32
	Total, ...	675	2,118	203	166	420	1,063	4,645	23

Remarks.

7. The Judge, in remarking on the small proportion of suits decided on their merits in the Moonsiffs' Courts, is of opinion that the large number of confessions in the Courts of Mynpoorie and Etah may be accounted for by the necessity felt by Plaintiffs to prefer all their claims before Act XIV. of 1859 should take effect, although their defendants were ready, on such suits being perferred, to allow the claims, which they *did* accordingly. Mr. Batten adds that, "in the higher Court, where more important interests are at stake, it stands to reason that decisions on the merits are the rule, and other modes of adjustment are the exception."

Making every allowance for the operation of the reasons assigned by the Judge, and which undoubtedly operated powerfully in increasing the number of cases disposed of otherwise than on their merits, still the small proportion of cases decided on their merits by Moonsiffs, viz., 19 per cent., is certainly very striking. The Court observe that the Judge, in remarking on the higher proportion obtaining in the superior Courts, might have referred to the decisions in those Courts being mainly (in the Judge's Courts almosts entirely) on cases of appeal, in which confession must necessarily be the rare exception. In the original cases decided by the Principal Sudder Ameen the proportion of the decisions on the merits is not more than 49 per cent.

8. *Miscellaneous Files.*

Court.	Instituted.		Decided.				Pending on 1st January 1862.			
			1860.		1861.		Above 1 year.		Total pending on.	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed.	1861.	1862.	1861.	1862.
Judges, ---	118	195	117	118	158	188	0	1	25	54
P. S. Ameens, ---	243	238	103	218	76	241	0	0	67	81
Moonsiffs, ---	3,034	4,186	1,818	3,144	1,969	4,158	0	0	417	787
Total, ---	3,395	4,619	2,038	3,480	2,203	4,587	0	1	509	922
Increase, ---	0	1,224	0	0	165	1,107	0	1	0	413
Decrease, ---	0	0	0	0	0	0	0	0	0	0

The Miscellaneous files call for no particular notice. The increase in these suits instituted and pending, may doubtless be referred in a great measure to the increased number of Regular suits, as already explained.

9. *No. of Applications for execution of Decrees.*

YEAR.	Completly executed.	Partially executed.	Struck off.	Transferred.	Total disposed of in every way.	Percentage of Column 2 to Column 5.
1860, (previous year,)	606	595	828	0	2,086	31.
1861, (year under revew,) ---	615	722	1,538	27	2,902	21.

Mr. Batten accounts for the increased number of applications "struck off" on default by the operation of Act XIV. of 1859, decreeholders having felt themselves compelled to *declare* their decrees before the period of limitation expired, after which they took no further steps in the matter. He also is of opinion that the famine distress may have had something to do with the partially-executed decrees, assets not having been forthcoming. The Court think that the Judge's remarks correctly and sufficiently explain the diminished percentage in Column 7 of the Return.

10. The results of *appeals under Act X. of 1859* are seen in the following Table :—

NAME AND DESIGNATION OF REVENUE OFFICER.		Appeals pending at close of past year.	Instituted during year 1861.	Total.	Disposed of.				Pending at close of year.	Percentage of cases reversed or modified to total cases disposed of.
					Confirmed.	Revised or modified.	Otherwise disposed of.	Total.		
Mynpoorie,	Mr. H. M. Chase, Officiating Collector, ---	2	11	13	3	1	---	4	9	25.
	Mr. W. Kaye, Assistant Collector, ---	---	17	17	2	---	---	2	15	---
	Syfoollah Khan, Deputy Collector, ---	7	12	19	7	4	---	11	8	36.
Etah,	Mr. E. Churcher, Deputy Collector, ---	3	3	6	2	---	---	2	4	---
	Mohub Ally, Deputy Collector, ---	1	---	1	1	---	---	1	---	---
	Dabeepershad, Deputy Collector, ---	---	8	8	---	---	---	---	8	---
Etawah,	Mr. A. O. Hume, Collector, ---	1	---	1	1	1	---	1	---	---
	Mr. R. Wall, Assistant Collector, ---	1	3	4	1	1	---	2	2	50.
	Mr. A. Howell, Assistant Collector, ---	---	20	20	11	4	---	15	5	27.
	Mr. R. Melville, Assistant Collector, ---	1	---	1	---	1	---	1	---	100.
	Kour Lutchmun Singh, Deputy Collector, ---	1	46	47	5	5	---	10	37	50.
	Total, ---	17	120	137	33	16	---	49	88	33.

The Judge has explained that some of these appeals belong to the previous year's decisions.

11. The total number of suits relating to rent instituted and disposed of by each of the Revenue Authorities of the zillahs of Mynpooric, Etah and Etawah, and the percentage of the cases appealed to the number decided by each, were as follows:—

Name and Designation of Revenue Officer.		No. of suits relating to rent instituted and disposed of by each Revenue authority in 1861.		Percentage of the cases appealed to the number decided by each.
		Instituted.	Disposed of.	
Mynpoorie,	Mr. H. M. Chase, Officiating Collector. ---	367	567	3.
	Mr. H. M. Chase, Deputy Collector,---	86	73	
	Syfoollah Khan, Deputy Collector,---	372	353	4.
	Mr. W. Kaye, Assistant Collector,---	582	534	5.
Etawah,	Mr. R. Wall, Assistant Collector, ---	82	82	5.
	Mr. A. Howell, Assistant Collector,---	222	193	10.
	Kour Lutchmun Singh, Deputy Collector, ---	608	583	8.
Etah,	Mr. E. Churcher, Deputy Collector,---	206	201	3.
	Dabeepershad, Deputy Collector, ---	266	250	3.
	Total, ---	2,791	2,636	5.

12. In the 6th para. of his Report the Judge has observed:—"In the cases of appeal that have come before me, I have for the most part noticed an inattention, especially on the part of the Uncovenanted Deputy Collectors, to the rules of practice on the subject of *issues to be determined*. Not unfrequently the point at issue seems to have been discovered *after* the evidence had been taken, instead of *before*. The classification of suits, too, is much neglected." The Court have forwarded for the information of the Sudder Board copy of the remarks and tabular statements contained in para. 6 for such notice as they may think proper. They note that carefully considered remarks of this nature, recorded by Zillah Judges on a review of the decisions passed by the Revenue Authorities under Act X. of 1859, are likely to be very useful in pointing out defects in the practical working of this important Law. They deem it not beyond their province to bring to His Honor's notice the careful and painstaking decisions passed by Mr. Howell; and also the fact mentioned by the Judge of the care with which the generality of the settlement records appear to have been restored in the three districts under his superintendence since the mutinies.

13. *Operation of Section 24, Act VIII. of 1859.*

Name of Court and Designation of Officer.	No. of cases in which Criminal commitments were made.	No. of persons Committed.	No. of persons convicted.	Acquitted.	Remarks.
Koondun Lall, Moonsiff of Phuppoond, ---	2	5	---	5	

The Judge on this subject remarks: "In the only two cases under Section 24 which came before me, one was disallowed by myself acting as Supervising Civil Judge. In the other case, where I thought the Moonsiff had grounds for his committal, the Officiating Magistrate of Etawah acquitted the Defendant; although I still hold that Section 24 requires delicate handling, yet I cannot help thinking that a good many committals might have been made. I have seen decisions declaring deeds to be forgeries supported by perjury, yet no one has been sent up for punishment. Caution has been carried to excess." The Judge's attention is again urgently called to this important part of judicial supervision. Whenever a decision in the terms quoted by Mr. Batten may be found to have been passed, it was clearly the duty of the subordinate Judge to have made over the party filing the forged instrument with the deed to the Magistrate, under Act I. of 1848, or to have explained his reasons for not doing so fully. The Judge will inform all his subordinate Judges that the Court will not fail to notice severely any dereliction of duty of this nature which may hereafter be brought to their notice.

14. *Average Duration of Suits.*

Name and Designation of Officer.	1860: previous year.			1861: year under review.		
	Year.	Months.	Days.	Year.	Months.	Days.
Mr. J. H. Batten, Judge, ---	---	11	7	---	7	21
Mahomed Hossein Khan, Principal Sudder Ameen,	---	2	6	---	2	18
Kunhya Lall, Moonsiff of Mynpoorie,	---	2	15	---	2	14
Kumalooddeen, Moonsiff of Shekoabad, ---	---	1	6	---	1	29
Mahomed Nujuf Khan, Moonsiff of Etah,	---	---	22	---	1	5
Mahomed Yaheen, late, and Gunput Rae, present, Moonsiff of Etawah ---	---	1	15	---	1	24
Koondun Lall, Moonsiff of Phuppoond, ---	---	---	26	---	---	25

The Court do not think the duration of cases in the Court of the Principal Sudder Ameen to be satisfactory. He has got through but a small amount of work, and might, therefore, without difficulty, the Court believe, have attained to a better average duration.

15. *Personal attendance of Parties to Suits.*

Designation of Court and Name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of non-attendance.	Total No. of cases decided.	Percentage of cases of personal attendance.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were before the Court.	Total cases of personal attendance.			
Mr. J. H. Batten, Judge, ---	12	17	26	55	33	108	51.
Mahomed Hussun Khan, Principal Sudder Ameen, ---	32	67	84	183	113	296	62.
Kunhya Lall, Moonsiff of Mynpoorie, ---	150	373	651	1,174	92	1,266	93.
Kumalooddeen Ahmed, Moonsiff of Shekoabad, ---	38	379	167	684	86	770	89.
Mahomed Nujuff Khan, Moonsiff of Etah, ---	98	593	91	782	169	951	82.
Mahomed Yaheen, late, and Gunpat Rae, present, Moonsiff of Etawah, ---	106	164	375	645	70	715	90.
Koondun Lall, Moonsiff of Phuppoond, ---	95	14	263	372	99	471	79.
Total, ---	631	1,607	1,657	3,895	682	4,577	85.

The Court entirely concur with the Judge in regarding the above return to be very satisfactory, as well as in his remark that "caution is necessary to save creditors of respectability from being brought into Court, and personally examined, merely to gratify the spite of their debtors."

16. *Operation of Section 243, Act VIII. of 1859.*

Court.	Total number of Decrees executed or put in execution during the year.	No. of Decrees executed or in process of execution under Section 242, Act VIII. of 1859.					No. of Decrees executed by sale or in execution under Section 248.	No. of Decrees executed in other manner.	Remarks.
		By appointment of a manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of a portion of the property.	Total.			
Judge, ---	1	0	0	0	0	0	0	1	
P. S. Ameen, ---	270	0	0	0	0	0	25	245	
Mynpoorie Moonsiff,	729	0	0	0	1	1	30	698	
Shekoabad Do., ---	614	0	0	0	0	0	48	566	
Etah Do., ---	1,276	0	0	0	0	0	29	1,247	
Etawah, Do., ---	375	0	0	0	0	0	28	347	
Phuppoond Do., ---	408	0	0	0	0	0	44	364	
Total, ---	3,673	0	0	0	1	1	204	3,468	

The Judge, in remarking on the comparative rarity of sale during the year under review, states that it is notwithstanding "quite true that the Native Judges do not as yet quite *understand* Section 243, Act VIII. of 1859, as separate from Section 244, notwithstanding the reminder on the subject in the Court's printed Circular No. 9, dated 26th June 1861." The Court feel some disappointment in the entire absence of action under Section 243, Act VIII. of 1859. They desire that this disappointment may be communicated to Native Judges generally: and that the Judge will take the opportunity afforded by personal intercourse with them, of impressing them with the necessity of greater attention to the provisions of this Section of the Civil Code.

17. *Operation of Sections 244 to 248, Act VIII. of 1859.*

Zillah.	Civil Court.	No. of Mouzahs and shares of mouzahs alienated in execution of Decrees of Civil Court.								Remarks.
		Temporary under Section 244, Act VIII. of 1859.		Permanent under Section 248.						
				Hereditary.		Other.		Total.		
		Entire Mouzah.	Shares of Mouzah.	Entire Mouzah.	Shares of Mouzah.	Entire Mouzah.	Shares of Mouzah.	Entire Mouzah.	Shares of Mouzah.	
Mynpoorie,	Principal Sudder Ameen, ---	1	0	0	10	0	0	0	10	
	Mynpoorie Moonsiff,	0	2	0	13	0	0	0	13	
	Shekoabad Do., ---	0	0	0	26	0	0	0	26	
Etah,	Principal Sudder Ameen, ---	0	0	0	4	0	0	0	4	
	Etah Moonsiff, ---	0	0	0	26	0	3	0	29	
Etawah,	Principal Sudder Ameen, ---	0	0	0	2	0	4	0	6	
	Etawah Moonsiff, ---	0	0	0	9	0	7	0	16	
	Phuppoond Do., ---	0	0	0	11	0	0	0	11	
	Total, ---	1	2	0	101	0	14	0	115	

In regard to this Statement, Mr. Batten has explained that, during the year, 90 representations from Collectors under Section 244 reached the Civil Courts, making, with 10 pending at the close of the previous year, 100 applications for stoppage of auction sales of land paying Revenue to Government; but that, with the exception of three cases, no temporary alienation of land or share was proposed. Also, until the full meaning of Government Notification No. 211, dated 4th July 1861, became generally known, it was thought legal for Collectors to propose and Courts to sanction simple instalments of payment on security, without reference to any temporary alienation of land; but that owing to the absence of complaint on the part of the decreeholders, Mr. Batten had seen no cause to interfere with *expost facto* arrangements.

18. Twenty-four debtors were imprisoned in execution of decrees in Zillah Mynpoorie, during the year under review, as compared with 32 in the previous year.

19. In the following remarks, the Judge conveys his opinion of the subordinate Native Judges. Regarding the Principal Sudder Ameen, whose work is exhibited in the following Table :—

Name of Principal Sudder Ameen.	Average No. of Regular cases finally disposed of per mensem.		Percentage cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
Mahomed Hossein Khan,	18	12	22	18	M. D. 3—3	M. D. 2—18	50	

Mr. Batten observes: "*Mahomed Hossein Khan* has continued to give me general satisfaction. In a few instances, I found that he had allowed some mistakes to creep into the Statements of the first quarter from the desire of his Omlah to shew good results as to disposal of suits on their actual merits, and had also unnecessarily altered his dates for trial, and had somewhat accumulated his decisions towards the close of the year. But these were slight flaws. The Principal Sudder Ameen is a very deserving public Officer, and will, I trust, soon obtain the salary of a higher grade." The Court are led to think well of Mahomed Hossein Khan, but observe that the work performed by the Principal Sudder Ameen nowise places him in the front rank of Officers, which alone confers any claim to promotion to a higher grade.

20. The general results of the work performed by the Moonsiffs during the year were as follows:—

Moonsiffee.	Name of Moonsiff.	Average of regular cases disposed of per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	No. of days' work left pending at close of year at average rate of work performed in past year. M. D.	Average duration of suits. M. D.	Percentage of cases, in which one or both parties personally attended, to total number finally disposed of.
Mynpoorie,	Kunhya Lall,	106	5	28	2—21	2—14	93·
Shekoabad,	Kumal-ooddeen Uhmud,	64	2	29	2—16	1—29	89·
Etah,	Nujjuf Khan,	19	2	17	3—0	1—5	82·
Etawah,	Mahomed Yaheen, and Gunput Rae,	59	5	31	3—15	1—24	90·
		61	11	0			
Phuppound,	Koondun Lall,	39	10	29	0—0	0—25	79·

Mr. Batten has recorded the following remarks respecting them:—

"*Kunhya Lall, Moonsiff of Mynpoorie.*—I have a very high opinion of this Native Judge, and hope he may be retained in Office whatever changes may occur, as he is a hard-working and good Judicial Officer." The Court have had pleasure in following the recommendation of the Judge.

Kunhya Lall has been retained in office, and recommended for promotion to the second grade.

"*Kumal-ood-deen Uhmud, Moonsiff of Shekoabad.*—I consider this Moonsiff's work to be very good. He takes great pains to observe all rules of practice, and his decisions are generally considered sound." The Court have been glad to retain the services of this Moonsiff also.

"*Nujjuf Khan, Moonsiff of Etah.*—The services of this Native Judge are well known to the Sudder Court, and he has been named for promotion more than once. His actual work, though is not so good as that of *Kunhya Lall, Moonsiff of Mynpoorie.* This Officer is also, an empowered Magistrate, and does good service in that department." Nujjuf Khan has also been retained as Moonsiff, and recommended for promotion to the second grade.

"*Gunput Rae, new Moonsiff of Etawah.*—I know nothing personally of this officer, but expect him to be an efficient officer. The Sudder Court having recently appointed him, probably know all about his merits." The Court think

well of Gunput Rae, whose services and standing entitle him to promotion for which he has been recommended accordingly.

"*Koondun Lall, Moonsiff of Phuppoond.*—I know very little of this Moonsiff. He was not well spoken of by my predecessor. I myself have seen very little of his actual work. He is not popular with suitors. He is, however, a good lawyer, and well up to the practice of the Courts." The Judge's remarks have been of much use to the Court in deciding on the approaching reductions among the Native Judges. All the Moonsiffs now employed in Zillah Mynpoorie, with the exception of Koondun Lall, have been retained in office.

21. The financial results of the *Muzkooree and Tullubana Return*, which exhibit a surplus of Rs. 3,697-9-0, at the close of the year after deducting all costs of establishments, &c., are considered very satisfactory and creditable to the Native Judges, as well as to the Zillah Judge's superintendence:—

Name of Court.	No. of Peons.	Amount of Tullubana after payment of one-quarter to the Nazir of the Court.			Amount of salary of Peons.			Surplus at close of year.			Deficit.			Remarks.
Judges, ...	7	457	2	9	355	0	0	102	2	9	0	0	0	
Principal Sudder Ameen, ...	23	1,282	10	9	1,113	6	0	169	4	9	0	0	0	
Mynpoorie Moonsiff, ...	35	2,485	6	6	1,555	13	2	929	9	4	0	0	0	
Shekoabad Do., ...	22	1,616	5	6	1,053	0	0	563	5	6	0	0	0	
Etah Do., ...	20	2,021	4	3	992	0	0	1,029	4	3	0	0	0	
Etawah Do., ...	18	2,009	4	0	1,484	5	4	524	14	8	0	0	0	
Phuppoond Do., ...	15	1,096	11	9	717	12	0	378	15	9	0	0	0	
Total, ...	140	10,968	13	6	7,271	4	6	3,697	9	0	0	0	0	

22. The net gain to Government arising from the *sale of stamps* in the Courts subordinate to the Judge, after deduction of the costs of those Courts, amounted to Rs. 33,753, as shewn in the following Memorandum, which is considered satisfactory:—

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judges' salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
Judge, ---	5,076	12	5,064	0	5,064	0	
Principal Sudder Ameen, ---	15,892	790	15,102	6,600	8,502	0	
Mynpoorie Moonsiff, ---	9,132	515	8,617	1,680	6,937	0	
Shekoabad, ditto, ---	6,321	273	6,048	1,680	4,368	0	
Etah, ditto, ---	6,975	210	6,765	2,280	4,485	0	
Etawah, ditto, ---	5,132	280	4,852	2,280	2,572	0	
Phuppoond, ditto, ---	35,45	40	3,505	1,680	1,825	0	
Total, ---	52,073	2,120	49,953	16,000	33,753	0	

23. The total value of suits, original and appeal, litigated during the year under review, amounted to Rs. 6,09,890, and the costs to Rs. 94,950, being an average percentage of costs to value of Rs. 16, and of costs per suit of Rs. 20.

24. Mr. J. H. Batten was Zillah Judge throughout the year, and disposed of three original suits and 105 appeals during the year, sitting 84 days for the disposal of Civil business, as compared with 94 in the previous year. He was, however, absent three months of the year on privilege leave, notwithstanding which circumstance, the amount of work performed by him has been much larger than that shewn in last year's returns. Regarding the paucity of original suit decisions, Mr. Batten has explained that practically he could not act on the Court's orders until his return from leave in August last, and that, even then, he was not able to sit steadily to Civil Court work till after the October Holidays owing to the pressure of Sessions business; and that he then took out of the Principal Sudder Ameen's file the only available suits above Rs. 5,000. The Court accept the excuse offered by the Judge as quite sufficient. They hope for better results, however, in the current year.

25. The Court thank Mr. Batten for the clear manner in which he has summarized and reported on the results of the Civil Administration in the past year, and the punctuality with which his Report (received by the Court on the 15th ultimo) was despatched.

Order.—Ordered, that a copy of this Resolution be forwarded to the Judge of Mynpoorie, for his information and guidance and that another copy be submitted to Government.

JAMES SIMSON,

Register.

No. 852.

RESOLUTION of the Court of Sudder Dewanny Adawlut, North Western Provinces. (No. 852.)—Dated Agra, the 10th March 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and Alex. Ross, Esqrs.
Officiating Extra Judges,—W. Wynyard, and W. Edwards, Esqrs.

READ a letter No. 10, dated 5th January 1862, from F. B. Pearson, Esq., Judge of Cawnpore, submitting his Report on the Administration of Civil Justice in that District during the year 1861, accompanied by the prescribed statements.

1. *Regular Files.*

Courts.	Instituted.		Disposed of.				Pending on 1st January.			
			1860.		1861.		Above 1 year.		Total pending.	
	1860.	1861.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1861	1862	1861	1862
Judge, ...	225	412	174	184	221	232	...	...	92	209
Principal Sudder Ameen, ...	65	91	77	89	146	190	...	...	10	116
Sudder Ameen, ...	37	342	94	117	250	343	...	...	29	62
Moonsiffs, ...	1,850	4,098	1,452	1,862	2,624	3,635	...	...	155	548
Total, ...	2,277	5,043	1,797	2,252	3,241	4,400	...	...	286	935
Increase, ...	...	2,766	...	...	1,444	2,148	...	...	...	649
Decrease, ...	...	...	...	...	...	...	...	...	...	...

This District exhibits, in common with all other zillahs, a very large increase of Civil business, which is no doubt attributable almost entirely to the exceptional operation of the new Law of Limitation. This has been generally well met by the exertions of the Courts, although with the very large Staff which existed in the District in the last year, and which has now been considerably reduced, exertion such as has not been uncommon in other Districts would have reduced the pending files considerably below the numbers now shown by them. The Judge, Mr. Pearson decided five original suits, 26 appeals from Principal Sudder Ameens, and the like number of appeals under Act X. of 1859; the largest number of cases disposed of by him being Moonsiffs appeals, of which he decided 135. The total value in days of his work, calculated by the Court's rates, is 214, while he only sat actually 144 days. The Judgeship remained vacant during Mr. Pearson's three months' absence. But for this cause, he would have shewn a larger amount of work. Of his pending file, the greater number of cases are Moonsiffs appeals, numbering 117. The Principal Sudder Ameen has only decided 31 of these appeals, and more, the Court are disposed to think, might with advantage have been transferred to him. The work performed by the Principal Sudder Ameen, after allowing for the 2½ months during which the Office was vacant, falls much below the minimum fixed by the Court. It is hoped that during the current year this Officer will be able to afford the Judge more efficient assistance. Indeed, the abolition of the Office of Sudder Ameen at Cawnpore will necessitate more strenuous exertion on his part. It is observable, however, *first*, that the Principal Sudder Ameen was in charge of the Judge's Office during his absence; and *secondly*, that he has been during some months in charge of the Office of Sudder Ameen and of a Moonsiffee. Altogether, Momin Ally Khan, Principal Sudder Ameen, decided on an average 23 cases per mensem, on merits and *ex parte*, during the nine months of his employment in the District. The monthly average amount of work performed by the Sudder Ameen in this District during the year amounted to 24 cases, as exhibited marginally, which would be at the rate of 33 per mensem for the nine months during which he held Office. Excluding Nuseeroolla, who only decided 18 cases on the merits and 9 *ex parte*, during the period he was employed in this District (1st January to 22nd February), the remaining three Moonsiffs disposed of an average of 30 cases each per mensem, on the merits and *ex parte*.

	Merits.	*Ex parte.*
As Sudder Ameen.	120	60
As Moonsiff.	88	29

2. The following Memo. exhibits the number and proportion per cent. of cases decided on their merits, as compared with the number of cases disposed of in other ways :—

1.	2.	Total No. of cases disposed of during the year.							11.
		3.	4.	5.	6.	7.	8.	9.	10.	
Courts.	Name of Presiding Officer.	*Ex parte.*	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the total No. decided.	Remarks.
Judge,	F. B. Pearson, Esq.,	0	0	0	9	2	221	232	95	
Principal Sudder Ameen,	Momin Ally,	19	26	3	9	35	98	190	51	
Sudder Ameen,	Sheodyal and Do.	62	56	10	20	73	122	343	36	
Moonsiff 1st Division,	Momin Alli and Hamid Hossein,	104	179	2	91	236	162	774	21	
Do. 2nd Do.,	Sheodyal and Hamid Hossein,	68	235	5	51	111	137	607	23	
Do. 3rd Do.,	Hamid Hossein and Mukhun Lal,	98	345	13	73	137	148	814	18	
Do. 4th Do.,	Nasseeroolla Khan and Ditto,	80	197	15	8	100	104	504	21	
Do. 5th Do.,	Hafizooddeen Ahmed,	160	368	3	41	163	201	936	22	
	Total,	591	1,406	51	302	857	1,193	4,400	27	

The Court observe that the average monthly percentage of the Moonsiffs, viz., 22 cases decided on their merits, is not favorable. The best average attained in the Provinces is 72 per cent. in Jounpore: the least favorable is 20 per cent. in Allygurh.

3. *Miscellaneous Files.*

Court.	Instituted.		Decided.				Pending.			
			1860.		1861.		Above 1 year ending		Total pending on 1st January.	
	1860.	1861.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, ...	294	571	308	311	490	499	0	0	12	85
Principal Sudder Ameen, ...	140	225	89	144	131	204	0	0	31	54
Sudder Ameen, ...	386	530	307	368	438	522	0	0	65	73
Moonsiffs, ...	3,009	3,641	2,268	3,041	2,749	3,591	0	0	269	323
Total, ...	3,829	4,967	2,972	3,864	3,808	4,816	0	0	377	535
Increase, ...	0	1,138	0	0	836	952	0	0	0	158
Decrease, ...	0	0	0	0	0	0	0	0	0	0

The above statement shews a considerable increase of work well got through, and calls for no special remark.

4. Out of 1,929 applications for execution of decrees, 49 per cent. were completely executed during the year under review as noted below:—

Year.	No. of applications for execution of Decrees.				Percentage of column 2 to column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1860, ---	744	367	468	1,568	47·
1861, ---	918	338	605	1,861	59·

This result is very favorable, the general average percentage being only 29·, and the highest average obtained being 50 per cent.

5. The number of *appeals preferred under Act X of 1859*, with their results, was as follows:—

Name and designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during the year.	Total.	Disposed of during the year.				Pending at close of year.	Percentage of cases reversed or modified to total cases disposed of.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.		
G. E. Lance Esq., Collector, ...	0	3	3	0	1	0	2	2	100·
W. Blunt, Esq., Deputy Collector, ...	2	4	6	5	0	0	1	5	0
C. A. Elliott, Esq., Deputy Collector, ...	0	2	2	0	0	0	2	2	0
E. S. Robertson, Esq., Deputy Collector, ...	6	33	39	6	2	3	28	28	18·
T. B. Tracey, Esq., Do. Do., ...	0	4	4	0	0	0	4	4	0
S. Thornton, Esq., Do. Do., ...	0	4	4	4	0	0	0	0	0
Dabee Churn, Do. Do., ...	3	19	22	8	0	3	11	0	0
Total, ...	11	69	80	23	3	6	48	48	9.

And the total number of suits relating to rent, instituted and disposed of by the Revenue Authorities of zillah Cawnpore, will be seen in the annexed return:—

Names.	Instituted.	Decided.	Appealed.	Percentage.
G. E. Lance, Esq., Collector, ---	0	0	3	0
W. Blunt, Esq., Deputy Do., ---	13	13	4	0
C. A. Elliott, Esq., Do. Do., ---	40	40	2	0
E. S. Robertson, Esq., Do. Do., ---	260	257	33	0
T. B. Tracey, Esq., Do. Do., ---	75	67	4	0
S. Thornton, Esq., Do. Do., ---	12	12	4	0
Baboo Dabee Churn, Do. Do., ---	197	197	19	0
Total, ---	597	586	69	12·

On this subject Mr. Pearson observes that the number of cases which have come before him in appeal under Act X. of 1859 has not been large enough to enable him to record an opinion on the operation of the Act. The Court remark that the number of suits brought under Act X. of 1859 in this District is certainly limited. The proportion appealed is larger than in some other Districts, viz., 12 per cent. The number of appeals tried, however, is too insignificant to allow the deduction of any result.

6. The Return shewing the results of *prosecutions for false verifications of plaints or written statements is* shewn blank; and Mr. Pearson observes, "the remark contained in the 20th" para. of my last Annual Report seems to be again applicable, notwithstanding that the purport of the 7th para. of the Court's Circular letter of the 26th June last, No. 9, was duly communicated to the Native Judges of this District, for their information and guidance. They state that no case has occurred in which, in their opinion, the penalties of the law could properly be enforced."

* "There has been evidently no indiscreet exercise on the part of the Lower Courts of the powers vested in them by the Law of punishing false verification as perjury: if the Courts have erred at all, their error must be persumed to have consisted in refraining from the exercise of that power."

The earnest attention of the Judge is again requested to this highly important part of his supervisionary duty. It is difficult to believe that, in all the Courts in Cawnpore, no case of false verification deserving notice should have occurred. The prosecution of such, it is observed, entails considerable trouble, and some ill-will and obloquy on the Native Judges, who usually require to be stimulated to the proper performance of their duty in this respect.

7. The *average duration of suits* in each Civil Court in the District, during the year under review, as compared with the returns for the previous year, is shewn in the following Tabular Statement :—

Name and Designation of Officer.	1860.			1861.		
	Years.	Months.	Days.	Years.	Months.	Days.
F. B. Pearson, Esq, Judge, ---	---	4	8	---	2	0
Sheikh Momin Ali Khan, Principal Sudder Ameen, ---	---	2	15	---	3	0
Sheikh Momin Ali Khan, Do. and Sheodyal, Sudder Ameen,	---	1	29	---	2	16
Do. Do. Do. and Hamid Hossein, Moonsiff 1st Division,---	---	1	8	---	3	15
Sheodyal, Sudder Ameen, and Do. Do. Do., 2nd Do., ---	---	1	25	---	2	21
Hamid Hossein Khan and Mukhun Lal Do., 3rd Do., ---	---	1	3	---	1	1
Nussur-oolla Khan, and Do. Do. Do., 4th Do., ---	---	1	22	---	1	4
Hafiz-ood-deed Ahmed, Do. 5th Do. ---	---	---	28	---	1	16

Considering the Judge's Court was closed for three months, and virtually for a fourth, on the Civil side, the reduced average duration of cases pending therein in the last, as compared with the previous year, is satisfactory. The other returns were less good than those of last year, may be held to be sufficiently accounted for by the changes of charge that have taken place in the year.

8. The following return exhibits the results of the *personal attendance of parties to suits* in each of the Civil Courts of the District :—

Designation of Court and Name of Presiding Officer.	*Cases in which the parties or one of them were before the Court in person voluntarily or by summons.*				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
F. B. Pearson, Esq., Judge,	3	1	1	5	0	5	·100
Momin Alli Khan, Principal Sudder Ameen, ---	36	26	83	145	24	169	·86
Do. Do. Do., and Sheodyal, Sudder Ameen, ---	71	24	213	308	35	343	·93
Do. Do. Do. and Hamid Hossein Moonsiff, 1st Division, ---	128	1	518	647	127	774	·84
Sheodyal, Sudder Ameen, and Hamid Hossein Do., 2nd Do., ---	90	17	457	564	43	607	·93
Hamid Hossein and Mukhun Lal, Do. 3rd Do., ---	121	19	349	666	148	814	·82
Nussur-oollah Khan and Mukhun Lall, Do. 4th Do.,	95	65	232	392	112	504	·78
Hafiz-ood-deen Ahmed, Do. 5th Do., ---	146	353	190	689	247	936	·74
Total, ---	690	683	2,043	3,416	736	4,152	82·

On this Mr. Pearson remarks: "The impression created by this statement is that the parties are now summoned indiscriminately by the Courts, for fear of being blamed for not sufficiently enforcing the personal attendance of the parties; and that in consequence, the parties are often needlessly inconvenienced." The Judge should, the Court observe, have tested the correctness of such an impression by examination of cases, and should have corrected any practice found to prevail contrary to existing instructions. He is now requested to give his attention to this point, in reviewing each Quarter Returns for the current year.

9. *Operation of Section 243, Act 8 of 1859.*

COURT.	Total No. of decrees executed or put in execution during the year.	No. of decrees executed or in process of execution under Section 243, Act VIII. of 1859.					No. of decrees executed by sale or in execution under Section 248.	No. of decrees executed in other manner.	REMARKS.
		Appointment of a manager to charge of property.	By mortgage of the land attached.	By lease of the land attached.	By private sale of the portion of the property.	Total.			
Judge, ---	5	0	0	0	0	0	0	5	
Principal Sudder Ameen, ---	158	0	0	0	0	0	3	155	
Sudder Ameen, ---	200	0	0	0	0	0	6	194	
Moonsiff, 1st Division, ---	234	0	0	0	0	0	0	234	
Do. 2nd Do., ---	191	0	0	0	0	0	10	181	
Do. 3rd Do., ---	260	0	0	0	0	0	41	219	
Do. 4th Do., ---	422	0	1	0	0	1	64	357	
Do. 5th Do., ---	401	0	0	0	0	0	37	364	
Total, ---	1,871	0	1	0	0	1	161	1709	

"The Subordinate Judges," Mr. Pearson observes, "weremadeacquaintedwith the purport of the 8th para. of the Court's Circular letter of the 26th June 1861, No. 9, but they state that no cases occurred in which the provisions of 243 could be applied. The Court regret that no effect has been given to their instructions. Native Judges are slow to change; and they observe that 161 cases of sale under Section 248 took place. Probably, had more attention been given to the Court's instructions, the mitigatory provisions of Section 243 might have been applied to some of these.

10. *Operation of Sections 244 to 248, Act VIII. of 1859.*

ZILLAH.	CIVIL COURT.	Number of Mouzahs and Shares of Mouzahs in execution of decrees of Civil Court.								REMARKS.
		Temporary under Section 244, Act VIII. of 1859.		PERMANENT UNDER SECTION 248.						
				Hereditary.		Other.		Total.		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
CAWNPORE.	Judge, ---	---	---	---	---	---	---	---	---	Two cases alone of execution of decree were strictly disposed of under the provisions of Section 244, but in 8 cases representations were received by the Civil Courts from the Collector; in two cases the amount of the decree was paid by the decree-holder, and in six cases provision was made for the satisfaction of the decree by instalments for the discharge of which security was given.
	P. S. Ameen, ---	---	---	---	---	2	1	2	1	
	Sudder Ameen, ---	---	---	---	6	---	---	---	6	
	Moonsiff, 1st Divn.,	---	---	---	---	---	---	---	---	
	Do. 2nd Do.	---	---	---	---	---	---	---	---	
	Do. 3rd Do.	---	---	---	10	---	---	---	10	
	Do. 4th Do.	---	2	---	17	---	---	---	17	
	Do. 5th Do.	---	---	---	3	---	---	---	3	

sales of hereditary property were the Court are glad to notice few, no entire estate, and only 36 shares having been sold ; and in two cases the provisions of Section 244 were applied and sale averted.

11. Nineteen debtors were imprisoned in execution of decrees, in the course of the year under review, as compared with one in the previous year.

12. *Cazee Inayut Hossein Khan* was Principal Sudder Ameen of the District from 1st to 11th January, and *Sheikh Momin Ali,* from 24th March to the end of the year.

Name of Principal Sudder Ameen.	Average No. of regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	No. of days work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
Inayut Hossein Khan and Momin Ali Khan.	14	2	44	30	15 months	3rd Nov.	86	The average No. of 14 per mensem has been obtained by dividing the No. of cases disposed of in the year by 12, but the Court was closed for about 2½ months. In the calculation by which the percentage of cases appealed and cases reversed has been obtained, the appeals from Inayut Hossein's decisions and the results of them have been included. Inayut Hossein only decided 7½ cases on an average per mensem in 1860 as Principal Sudder Ameen, and the entry in Column 5 has been completed accordingly.

No cases were decided by Inayut Hossein as Principal Sudder Ameen during the first ten days of the year. Momin Ali Khan decided in all 212 cases, on the merits and *ex parte,* during the year. Mr. Pearson observes of Momin Ali Khan. "He is so well known to the Court that I need not say much respecting him. He has long served in the Judicial Department,and seems to have been much esteemed

by the Officers under whom he has served. I have not formed quite so high an opinion of his judicial merits as was entertained by them. Perhaps age and the trials which advancing years bring with them may have impaired the energies of his body and mind. I am led to understand that he is very slow of apprehension, but he is more than punctual in his attendance in Court, where, indeed he spends nearly the whole of every day. He met with some afflictions at Meerut, and on that account partly solicited to be transferred to this district, partly also with the view of being nearer to his home in Oudh. Since he came here he has found the vicinity of his home to be in some respect a disadvantage. He has also met with fresh afflictions in the loss of relatives, and is now most anxious to escape westwards from Cawnpore. He does not like his present situation, and I know not exactly why, but I believe he is not liked by the people here. Under the new arrangements which are to take effect from the 1st proximo, the duties which will devolve upon the Principal Sudder Ameen of this district will be heavier than heretofore, and I would recommend that Momin Ali be transferred to an easier berth, and that a younger and smarter man be sent here in his place." The Court will bear the Judge's recommendation, *in re* Momin Ali, in mind; but his transfer having been effected not long ago, at his own particular request, from Meerut to Cawnpore, it is difficult to make any immediate change. Momin Ali's failing health and advancing age suggests that he might perhaps appropriately entertain the idea of retirement.

13. *Lalla Shoodial* was Sudder Ameen of the district from January to 2nd August; and from 28th October to the end of the year, having been deputed in the interval, to Ghazeepore.

Name of Sudder Ameen.	Average No. of Regular cases finally disposed of per mensem.		Percentage of cases appealed of appealable cases.	Percentage reversed or modified of cases appealed.	Number of days work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
Lalla Shoodial and Momin Ali Khan.	29	0	28	18	Months 6	M. D. 2—16	93	In the calculation by which the percentage of cases appealed and cases reversed has been obtained, the appeals and results of appeals from the decisions of both officers are included. The average number per mensem of cases decided on Sudder Ameen's Court last year was 9½.

The Sudder Ameen was also in charge of the Court of the Moonsiff, 2nd Division, during the first seven months of the year. As he was absent from the district for a period of three months he disposed of an average of 33 cases per mensem on the merits and *ex parte*. "Whatever discredit," Mr. Pearson observes, "may be thought to attach under the circumstances to the increased average duration of suits in his Court must be shared with the Principal Sudder Ameen, who had charge of his Court during his absence, and probably did not pay so much attention to the Sudder Ameen's cases, as to those appertaining to his own Court."

14. The following statement shows the general results of the work performed by each Moonsiff throughout the year.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified of appealed cases.	No. of days work left pending at the close of year at the average rate of work performed in past year.		Average duration of suits.		Percentage of cases in which one or both parties personally attended to total No. finally disposed of.	Remarks.
					M.	D.	M.	D.		
Moonsiff 1st Division,	Momin Ali Khan, Principal Sudder Ameen, and Hamid Hossein, Moonsiff 1st Division,	77	8	17	2	29	3	15	84	
Moonsiff 2nd Division,	Shoodial, Sudder Ameen, and Hamid Hossein, Moonsiff 1st Division,	50	8	18	1	20	2	21	89	
Moonsiff 3rd Division,	Hamid Hossein, Moonsiff 1st Division, and Mukhun Lall, Moonsiff 4th Division,	68	4	20	1	12	1	4	82	
Moonsiff 4th Division,	Mukhun Lall, Moonsiff 4th Division, and Nussuroollah,	42	6	24	1	15	1	4	78	
Moonsiff 5th Division,	Hafizooddeen Ahmed,	78	7	13	1	7	1	16	76	

Mr. Pearson has remarked in considerable detail on the results exhibited by the Moonsiff, in respect of the various features of administration exhibited by their files. He concludes his observations in the following terms :—"I have very lately reported what I think of the Moonsiffs; and I will now add in regard to them, and the Principal Sudder Ameen, and Sudder Ameen, that the results of their labors during the year, and the state of their files, are not, in my opinion, otherwise than creditable to their diligence and care, and entitle them to commendation and favor—*Hamid Hossein* particularly." The Court observe that Hamid Hossein has been promoted to a Sudder Ameenship and Moonsiffee 1st Grade under the new judiciary arrangements. The services of Mukhun Lall have been dispensed with, while the others have been retained as Moonsiff of the 3rd Grade.

15. The financial results of the *Muzkooree and Talubana returns*, as shewn in the following table, exhibit a surplus of Rs. 2,211-6-5, at the close of the year, after deducting costs of establishments, &c.

Name of Court.	No. of Peons.	Amount of Talubana after payment of one quarter to the Nazir of the Court.			Amount of salary of Peons.			Surplus at close of year.			Deficit.		Remarks.
Judge,	8 to April, 9 to August, and 5 to December 1861,	702	5	6	385	11	11	316	9	7	0		
Principal Sudder Ameen,	7 to February, 6 in March, 7 in April, 14 to October, and 17 to December 1861,	851	14	6	602	4	3	249	10	3	0		
Sudder Ameen,	7 to April, 8 to June, 12 in July, 11 to October, and 12 to December 1861,	659	13	9	439	11	6	220	2	3	0		
Moonsiff 1st Division,	7 to April, 12 to June, 14 to August, 20 to November, and 18 to December 1861,	676	15	3	675	0	6	1	14	9	0		
Do. 2nd Do.,	8 to February, 7 to April, 12 to June, and 16 to December 1861,	614	14	11	588	13	8	26	1	3	0		
Do. 3rd Do.,	16 to April, and 20 to December 1861,	1,675	1	0	1,008	0	0	667	0	1	0		
Do. 4th Do.,	18 to 5th May, and 22 to December 1861,	1,545	5	3	1,113	1	4	432	3	11	0		
Do. 5th Do.,	12 to 13th June, and 17 to December 1861,	1,086	1	2	783	4	10	297	12	4	0		
	Total,	7,812	6	5	5,601	0	0	2,211	6	5	0		

Mr. Pearson has remark[illegible] subject, it is needless for me to repeat the opinion expressed in the 30th para. of my last Annual Report, as it does not meet with the Court's concurrence. The reasons of that opinion, viz., that processes could not be served so expeditiously under the new, as under the former system were stated in my letter No. 107, of the 13th May last, to be two; 1st, because whereas before each process was served by a separate peon, now each peon is charged with the service of several processes; and 2nd, because whereas before it was the interest of the peons to lose no time in the discharge of the duty entrusted to them, and their remuneration is now fixed independently of the number of processes served by them. These reasons still appear convincing to me, who regard the subject in its bearing upon the despatch of the business of the Courts rather than from a financial point of view, from which the Court and the Government are inclined to regard it."

The Court observe that Mr. Pearson is the only Judge in these Provinces, who takes this view of the want of expedition. The Court do not think that this objection calls for any serious notice. As put forward by Mr. Pearson, it does not appear as a fact which has been at all forced upon him in the course of the judicial practice of his own or subordinate Courts by the experience of any practical inconvenience thence resulting, but rather seems a speculative opinion adopted by the Judge. But, even allowing the Judge's opinion to be correct, the Court remark that a small addition to the time taken in the service of summons would in reality affect but slightly the period of cases, which depends mainly upon other causes: while, after all, there were many other more important objections attaching to the old system, which should not have been overlooked by the Judge, who appears to look to expedition only, forgetting that the honest and complete service of a summons is much more likely to be obtained through means of a regularly paid and salaried establishment, than under the disorderly one before obtaining; and the Judge, while confining his view to the question of expedition, has, the Court observe, erroneously, and not without incurring the charge of disrespect, attributed to the Court and the Government the inclination to regard the system from a financial point of view, only Mr. Pearson has certainly not carefully considered the remarks in para. 24 of the Court's Resolution of last year, wherein the reasons assigned for preference of the new system were *not* those of finance. The new system having, however, now entirely superseded the old, to which there is no intention to return, the question need not be made the subject of discussion in further Reports, and the Judge is invited to direct his attention how it may be best still further improved.

16. The net gain to Government accruing from the *sale of Stamps* in the Courts subordinate to the Judge, after deduction of the costs of those Courts, amounted to Rs. 43,921-11-3, as shewn in the following memo., results which are considered satisfactory:—

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judge's salaries and establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	
Principal Sudder Ameen, ---	30,003 6 0	2,885 0 0	27,118 6 0	7,600 0 0	19,518 6 0	0	
Sudder Ameen, ---	14,840 14 0	1,641 0 0	9,199 14 0	3,611 9 9	5,588 4 3	0	
Moonsiff 1st Division, ---	8,233 8 0	1,154 0 0	7,079 8 0	817 0 0	6,262 8 0	0	
Do. 2nd Do., ---	3,698 3 0	450 0 0	3,248 3 0	0 0 0	3,248 3 0	0	
Do. 3rd Do., ---	5,751 1 0	285 0 0	5,466 1 0	2,280 0 0	3,186 1 0	0	
Do. 4th Do., ---	3,899 8 0	101 0 0	3,798 8 0	1,680 0 0	2,118 8 0	0	
Do. 5th Do., ---	6,803 13 0	524 0 0	6,279 13 0	2,280 0 0	3,999 13 0	0	
Total, ---	69,230 5 0	7,040 0 0	62,199 5 0	18,268 9 9	43,921 11 3	0	

17. The total value of suits, original and appeal, litigated during the year under review amounted to Rs. 11,74,282, and the costs to Rs. 1,37,641, shewing an average percentage of costs to value of Rs. 11, and of costs per suit of Rs. 31.

18. Mr. F. B. Pearson was zillah Judge from January to August, and from 30th November to the end of the year. He disposed of five original suits, and 227 appeals throughout the year, sitting 144 days for the disposal of Civil business, as compared with 111 days in the previous year. The Court will not follow Mr. Pearson into the objections raised by him in the 19th para. of his letter, first to the "new arrangements" of the judiciary, by which he apprehends that the Principal

Sudder Ameen will be too much burdened; *secondly*, to the time of its introduction; and thirdly, to the new ministerial arrangements, which he considers based upon "an unreasonable assumption." It will be sufficient to say that the Court observe with regret on Mr. Pearson's part a disposition to question and prolong argument upon changes which have been actually introduced, after such consideration as the Court and Government thought necessary, long after advantage can be expected from the discussion.

19. The Judge has given his careful attention to the Registers: and conveyed to the Cantonment Joint Magistrate some necessary instructions on the subject.

20. The Court learn with satisfaction that their instructions on the subject of cliquedom among Omlah "have been fully carried into effect."

21. In conclusion, the Court consider Mr. Pearson well entitled to their thanks, as well for his own assiduous labors on the Bench as for his efficient superintendance of his Subordinate Courts. They would invite his attention to the fact that in several districts of these Provinces all the lower Courts, from the Principal Sudder Ameen to the Moonsiffs, have got through a far larger amount of work than has fallen to the share of each Subordinate Judge in zillah Cawnpore during the past year; and have done that work well, shewing that, if kept up to work, the new judiciary assigned to Cawnpore should have no difficulty in shewing satisfactory results. The Court deprecate future discussion of completed changes; and invite the Judge heartily to accept them, and to devote his attention to obtain the best results possible from them; and they thank him for the punctual submission of his carefully-prepared Report and Returns.

ORDER.—Ordered, that a copy of this Resolution be forwarded to the Judge of Cawnpore for his information and guidance, and that another copy be submitted to the Government, North Western Provinces.

JAMES SIMSON,
Register.

ON a further communication, received from the Judge in his letter No. 100, dated the 31st May last, regarding the use made of the mitigatory provisions of Section 243, Act VIII. of 1859, the Court informed him that they were glad to learn the fact that in not one case was the property attached of such sort, extent, and value as to render the appointment of a manager proper or possible, nor in any was an application of the nature indicated preferred by the judgment-debtor; but they observed that had he entered into a more full explanation of this important subject in his Administration Report, there would have been no occasion for the Court's remark recorded in the 9th para of their Resolution.

AGRA:
The 12th June 1862.

JAMES SIMSON,
Register.

No. 833.

RESOLUTION of the Court of Sudder Dewany Adawlut, North Western Provinces. Dated Agra, the 15th March 1862.

PRESENT:

Judges,—M. R. Gubbins, James Lean, and Alex. Ross, Esqrs.
Officiating Extra Judges,—W. Wynyard, and W. Edwards, Esqrs.

READ a letter No. 6, dated 20th January 1862, from George Edmonstone, Esq., Judge of Futtehpore, submitting his Report on the Administration of Civil Justice in that District during the year 1861, accompanied by the prescribed statements.

1. *Regular Files.*

COURT.	INSTITUTED.		DISPOSED OF.				PENDING ON 1ST JANUARY.			
			1860.		1861.		Above one year.		Total pending.	
	1860.	1861.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1861.	1862.	1861.	1862.
Judge, ---	209	334	234	261	321	344	1	0	14	30
Principal Sudder Ameen,---	889	2,294	711	905	1,359	1,687	0	2	144	768
Moonsiffs, ---	1,001	1,414	740	974	939	1,244	0	0	120	296
Total, ---	2,099	4,042	1,685	2,140	2,619	3,275	1	2	278	1,094
Increase,---	0	1,943	0	0	934	1,135	0	1	0	816
Decrease,---	0	0	0	0	0	0	0	0	0	0

The above statement sufficiently confirms the propriety of the measure by which the Futtehpore Judgeship was amalgamated with that of Banda. Even in an exceptional year, of the kind in which, without any territorial increment, the number of cases instituted has in several Judgeships doubled double the number has not been quite obtained here. The Judge, whose work on the criminal side does not come up [by minimum calculated rates] to the amount calculated to occupy the number of days which he sat on the criminal side, viz., 75, similarly on the civil side came short of the work calculated for 224 days, on which he sat for the despatch of civil business, and has left a small file. The two Principal Sudder Ameens, who have respectively decided on an average, Sookhbasee Lall, 32 regular suits, and Jowala Pershad 28, have had mainly to do with trifling litigation of cases not exceeding Rs. 300 each. Of cases decided on their merits, exceeding the Moonsiff's limit of Rs. 300, Sookhbasee Lall has decided but a monthly average of six; and Doobey Jowala Pershad but 5; making a total of 11 cases proper to Principal Sudder Ameens per mensem. The litigation being of so light a character, the pending files (which almost embrace cases under Rs. 308) should not be as heavy as they are.

whom there were three last year, decided in that exceptional

REPORT

OF THE

SUDDER DEWANNY ADAWLUT

ON THE

ADMINISTRATION OF CIVIL JUSTICE,

IN THE

NORTH WESTERN PROVINCES,

DURING THE YEAR 1863,

INCLUDING THE COURT'S REPORT

ON THE

OPERATION OF THE SMALL CAUSE COURTS

IN THE SAME YEAR;

WITH THE

ORDERS OF GOVERNMENT IN REPLY,

AND

AN APPENDIX OF NUMERICAL RETURNS

ILLUSTRATIVE OF THE

ADMINISTRATION OF CIVIL JUSTICE

IN THE SEVERAL ZILLAHS

OF THE

NORTH WESTERN PROVINCES,

DURING THE YEAR 1863.

Allahabad:

PRINTED AT THE GOVERNMENT PRESS, NORTH WESTERN PROVINCES.

1864.

REPORT

OF THE

SUDDER DEWANNY ADAWLUT,

NORTH WESTERN PROVINCES,

ON THE

ADMINISTRATION OF CIVIL JUSTICE,

For the year 1863.

No. 512.

FROM

JAMES SIMSON, ESQUIRE,

Register to the Court of Sudder Dewanny Adawlut,
North Western Provinces,

TO

ROBERT SIMSON, ESQUIRE,

Secretary to the Government,
North Western Provinces.

DATED AGRA, THE 26TH FEBRUARY, 1864.

SIR,

Submits Report and usual Returns.

I AM directed to submit, for the information of His Honor the Lieutenant Governor, the Court's Report on the Administration of Civil Justice in the North Western Provinces during the year 1863, accompanied by the usual Tabular Returns.

Kumaon no longer directly subordinate to the Court in Civil matters. Its results will, therefore, be excluded from comparison.

2. Under the Orders of Government, No. 2207 A., of 22nd August, 1862, the Rules for the Administration of Civil Justice in the Province of Kumaon have been considerably modified, and the Civil Statements assimilated to those furnished to Government from the Commissionership of Jhansie. Kumaon is not now, therefore, as formerly, under the Court's direct administration, and in the present report, except where the contrary is expressed, the Returns of Kumaon will be excluded from the computation of the totals and averages of the year 1862, as well as of that under review.

3. On the present occasion, the Court have not thought it necessary to transmit to Government copies of the Annual Resolutions or replies to the District Reports of the Zillah Judges, as these have hitherto been encumbered with details of mere local interest, and their submission to Government tended to delay the despatch of the Court's General Report.

Copies of Court's Annual Resolutions no longer submitted.

In reviewing the Reports and Returns of the past year, the Court have only commented on such salient features of the Administration as seemed to require special notice, or to be deserving of particular commendation, or the reverse, and they propose in this address to advert to those matters of general interest which appear to be of sufficient importance to be brought to the notice of Government.

Court's replies to the Reports of the Zillah Judges now only embrace salient points of Administration.

4. The number of Regular Suits and Appeals instituted, disposed of, and pending in the various Civil Courts in these Provinces during the year 1863 is shewn below:—

States of Regular Files.

	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Saharunpore, ...	3,601	4,045	2,789	3,964	2,801	4,034	1	1	525	553
Meerut, ...	2,693	3,711	2,768	3,365	3,080	3,668	7	1	285	344
Allygurh, ...	3,093	3,802	3,585	4,250	3,427	3,916	0	0	491	430
Moradabad, ...	4,714	5,589	4,449	5,637	4,558	5,631	2	4	575	623
Bareilly, ...	4,614	5,203	4,983	5,886	4,160	4,934	0	0	616	930
Shahjehanpoor, ...	2,171	2,878	2,695	3,268	2,398	2,818	0	2	260	347
Agra, ...	2,415	3,071	2,900	3,609	2,367	2,909	26	50	472	699
Furruckabad, ...	3,620	4,469	4,319	5,237	3,945	4,554	4	0	307	188
Mynpoorie, ...	2,806	3,760	3,096	3,569	3,447	3,823	1	2	460	466
Cawnpoor, ...	1,995	2,107	2,093	2,572	1,852	2,231	2	0	378	287
Futtehpoor, ...	1,812	2,336	2,247	2,714	2,005	2,375	1	5	238	243
Allahabad, ...	2,138	1,647	2,310	2,770	1,431	1,655	4	0	165	170
Goruckpoor, ...	3,672	3,802	3,991	4,554	4,132	4,468	4	7	1,061	516
Azimgurh, ...	2,889	2,943	2,791	3,753	2,349	2,921	3	4	362	483
Jounpoor, ...	2,323	2,386	3,602	4,102	2,348	2,554	3	1	491	390
Mirzapoor, ...	1,493	1,854	1,758	2,121	1,544	1,863	14	0	360	375
Benares, ...	710	634	777	909	517	632	1	1	33	60
Ghazeepoor, ...	2,788	3,688	3,332	3,641	3,066	3,427	4	26	291	581
Total, ...	49,547	57,925	54,485	65,871	49,457	58,413	77	104	7,370	7,685
Increase, ...	...	8,378	...	...	...	...	...	27	...	315
Decrease, ...	...	...	...	...	5,028	7,458	...	...	...	...

57,925 Regular Suits and Appeals were instituted in 1863, as compared with 49,547 in 1862, being an increase of 8,378 cases.

57,925 Suits and Appeals filed in 1863, 49,547 Ditto. Ditto. in 1862; or, inclusive of Small Cause Courts, 67,683 in 1863, and 59,669 in 1862.

If the suits instituted in the* three Small Cause Courts of Benares, Allahabad, and Agra, and in the Province of Kumaon,† be added to the above in each year, the total income of

* 6,045 in 1862. 5,681 in 1863.

† 4,077 in 1862. The same number has been assumed in 1863, in which year 8,413 Regular and Miscellaneous Suits were instituted, but no details of these are now given.

suits would be 67,683 in 1863, as contrasted with 59,669 in 1862, or a net increase of 8,014 in the year under report.

49,912 *original* suits and 8,013 Appeals filed in 1863, compared with 40,416 of the former and 9,131 of the latter in 1862.

5. Of the 57,925 Regular Suits and Appeals instituted within the year, 49,912 were original suits and 8,013 appeals, as compared with 40,416 of the former and 9,131 of the latter in 1862.

Litigation has in a great measure recovered the reactionary check of 1862.

6. The income of litigation has thus recovered in a great measure from the reactionary check which it sustained in 1862 after the exceptional influx of suits in 1861, caused by the change of the Law of Limitation; and although it still falls short of the income of 1859, it slightly exceeds that of 1860, in which year, owing to the pressure of famine in these Provinces, and the operation of the new Rent Law passed in the previous year, litigation in the Civil Courts had somewhat fallen off.

7. It is noticeable, I am to observe, that Benares* and Allahabad† are the only two Districts in which no increase has taken place in the number of suits and appeals instituted. That the decrease of litigation in those Districts is not attributable to the Small Cause Courts, seems evident from the fact that a corresponding diminution has likewise occurred in the number of suits preferred in these Courts.

	1862.	1863.
* Benares, ...	710	634
† Allahabad, ...	2,138	1,647

In only two Districts, Benares and Allahabad, has a decrease of litigation occurred.

Generally, litigation shews a tendency to revert to the status of 1859.

8. On the whole, however, the Court remark, litigation shews a general tendency to revert to the numerical position it held in these Provinces in 1859.

Fallacy of comparing only the *Regular* cases of two Provinces.

9. Here, I am to observe in passing, that it is a fallacious test in comparing the amount of litigation accruing in two different Governments, to compare only the state of the *Regular* files in each, as it not unfrequently happens that many suits which in one Province are included under the denomination of Regular suits, in another come under the category of Miscellaneous cases, *e. g.*, in 1862, 1,02,483 regular cases are stated to have been disposed of in the Punjab, as compared with 69,534 in the North Western Provinces. While, on the other hand, only 60,163 Miscellaneous cases are entered as having been disposed of in the former, as contrasted with 1,39,088 in the latter. In comparing the other results, therefore, of two Provinces, these distinctions should not be lost sight of, as they often tend to explain discrepancies which would otherwise be unaccountable.*

E. g., 1,02,483 *Regular* cases were disposed of in the Punjab in 1862, and 69,534 in the North Western Provinces, as compared with 60,163 *Miscellaneous* cases in the former, and 1,39,088 in the latter.

The Revised Moonsiffee jurisdictions, on the whole, worked well during the past year.

10. During the past year further trial has been made of the system of Revised Moonsiffee jurisdictions, introduced experimentally in February, 1862; and with a few exceptions, the arrangements then made have been found to work satisfactorily.

When necessary, separate communications will be made to Government on this subject.

In some Districts (as for instance, Agra and Goruckpoor) it may probably be found necessary to recommend the establishment of additional Moonsiffs' Courts, to remedy the inconvenience now experienced from the excessive size of some of the present jurisdictions. But such propositions as may be deemed advisable in relation to this subject will be submitted in a separate communication for the consideration of Government.

* In the North Western Provinces, the average duration of cases is calculated on the basis of *Regular* cases only. The average duration of *Miscellaneous* cases is ordinarily very short.

11. Of the 57,925 Regular Suits and Appeals for disposal in the ordinary Civil Courts of the North Western Provinces during the year under report, 49,457 cases were decided on trial, and 58,413 finally disposed of, 7,685 cases being left pending on the files at the close of the year, as compared with 7,370 at the end of 1862.

Of 57,925 cases for disposal, 49,457 decided on trial, and 58,413 finally disposed of, 7,685 being pending at close of year.

12. The following Statement exhibits the comparative state of the pending files at the close of each of the years 1862 and 1863, calculated by the time required to clear the files of each grade of Court at the rate of working attained in each year:—

Comparative state of pending files at close of 1862 and 1863.

Court.	Time necessary to clear file of cases pending at the close of			
	1862.*		1863.	
	Months.	Days.	Months.	Days.
Judges, ...	5	...	3	26
Principal Sudder Ameens, ...	1	10	2	1
Sudder Ameens, ...	1	9	1	23
Moonsiffs, ...	1	...	1	5

This Return shews a general improvement in the condition of the pending files of the Zillah Judges, as compared with the previous year; but the results exhibited in the Courts of the Subordinate Judges are less favorable, and although the number of suits pending trial at the close of the year can hardly be pronounced to be excessive, it is to be regretted that in most Districts the number of these cases has increased. The Court have called for special explanation in regard to those Returns which were most unsatisfactory in this respect.

Improvement in files of Zillah Judges.

Less favorable results in subordinate Courts.

In most Districts the pending cases have increased, and special explanation has been called for.

13. The increase of 27 in the number of cases which had been pending more than 12 months at the close of the year, is an unfavorable feature in the year's Administration. As in previous years, however, the number of these cases was insignificant, except in one or two Districts.

Increase of 27 in the number of cases pending more than one year.

14. In Agra, where the number has increased from 26 to 50, the increase was due to the change of incumbency in the Judgeship consequent on Mr. Paterson's departure to England. In the interim, the Office of Judge was vacant for a month till the arrival of Mr. Lushington, who had previously had but brief experience of the duties of the Judicial Office.

Exceptional result of Agra District explained.

The Court are glad to learn that Mr. Paterson, since he resumed charge of his Office, has been able to dispose of 35 of these old cases.

15. The increase of 22 in the number of these cases pending in the Ghazeepoor District is attributable to an interregnum of two months which took place in the Office of Judge, between Mr. Carnac's appointment to officiate as Commissioner of Agra and Mr. Best's joining at Ghazeepoor. Mr. Best

Cause of unfavorable results in District of Ghazeepoor.

* Kumaon excluded.

was also new to the Office of Judge, and could not have been expected to leave such a clear file as a more experienced Officer.

The Court have no doubt that Mr. Sapte, who has entered most zealously on the discharge of his judicial functions, will soon succeed in reducing his pending file within moderate limits.

16. If the above cases be deducted, there only remain 28 old cases to be accounted for. These were pending in ten different Districts, and the Court have passed such orders as appeared suitable in each particular case.

Exclusive of these two Districts, there were only 28 old cases pending in ten other Zillahs.

17. In paragraph 8 of their last year's Report, the Court shewed in a marginal memo. the different Districts arranged in order according to the amount of *Regular* Civil business finally disposed of in each during the year 1862. Although this arrangement of Districts, as remarked by His Honor in paragraph 9 of your letter No. 209 A. of 4th July, 1863, is not such a good criterion of the amount of work done in each Judgeship as that founded on the comparative number of cases decided on their merits and *ex parte*, the return nevertheless contains useful information, and the corresponding Statement of 1863 exhibits the following results:—

Classification of Districts according to the amount of Regular Civil business finally disposed of in 1863.

Number.	Zillah.	Total No. of cases finally disposed of during the year 1863.
1	Moradabad,	5,631
2	Bareilly,	4,934
3	Furruckabad,	4,554
4	Goruckpoor,	4,468
5	Seharunpoor,	4,034
6	Allygurh,	3,916
7	Mynpoorie,	3,823
8	Meerut,	3,668
9	Ghazeepoor,	3,427
10	Azimgurh,	2,921
11	Agra,	2,909
12	Shahjehanpoor,	2,818
13	Jounpoor,	2,554
14	Futtehpoor,	2,375
15	Cawnpoor,	2,231
16	Mirzapoor,	1,863
17	Allahabad,	1,655
18	Benares,	632
	Total,	58,413
	Average of 18 Zillahs,	3,245

It will be observed that the District of Moradabad heads the list, in which 5,631 cases were finally disposed of during the year. This District and that of Bareilly, which are now first and second in order, have exchanged positions, Bareilly having been first in 1862. The Districts of Furruckabad and Goruckpoor were third and fourth, and Benares last, in each year.

Moradabad, Bareilly, Furruckabad, and Goruckpoor, the highest in 1863; Bareilly, Moradabad, Furruckabad, and Goruckpoor, in 1862, Benares being last in each.

18. It will be convenient for comparison's sake to introduce in this place the Statement shewing the Districts arranged

Classification of Districts according to total number of cases decided on their merits and *ex parte*.

according to the total number of cases decided on their merits and *ex parte* in each:—

Number.	Zillah.	Number of cases decided on merits and *ex parte*.
1	Moradabad,	3,001
2	Furruckabad,	2,978
3	Goruckpoor,	2,949
4	Bareilly,	2,858
5	Ghazeepoor,	2,730
6	Allygurh,	2,655
7	Mynpoorie,	2,269
8	Jounpoor,	2,245
9	Meerut,	1,942
10	Azimgurh,	1,824
11	Seharunpoor,	1,637
12	Agra,	1,569
13	Shahjehanpoor,	1,565
14	Cawnpoor,	1,396
15	Futtehpoor,	1,241
16	Mirzapoor,	1,085
17	Allahabad,	1,056
18	Benares,	491
	Total,	35,491
	Average of 18 Zillahs,	1,971

Moradabad, Furruckabad, Goruckpoor, Bareilly, and Ghazeepore are first in order.

Mirzapoor, Allahabad, and Benares are last.

Here also it will be seen that Moradabad ranks first in order, followed (second) by Furruckabad, which was third in the former Statement, and then by Goruckpoor, which was formerly fourth. Bareilly, which stood second in the first list, stands fourth in this; and Ghazeepoor, which was only ninth in the one, is fifth in the other.

In *both* Statements Mirzapoor, Allahabad, and Benares are the three *last* Districts on the list.

Results of disposal of Regular Litigation.

19. The next Tabular Return shews the manner in which the Regular Suits and Appeals were disposed of during the year under review:—

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Zillah.	Total No. of Cases disposed of during 1863.								Average of Moonsiff's Courts.	Remarks.
	Ex parte.	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or withdrawn.	By Decision on Merits.	Total.	Proportion per cent. of cases decided on their merits, to the total number decided.		
Seharunpoor,	464	929	235	129	1,104	1,173	4,034	29·	21·	
Meerut,	68	992	146	82	506	1,874	3,668	51·	45·	
Allygurh,	833	692	80	56	433	1,822	3,916	46·	40·	
Moradabad,	627	1,284	273	136	937	2,374	5,631	42·	36·	
Bareilly,	730	1,232	70	159	615	2,128	4,934	43·	36·	
Shahjehanpoor,	208	784	49	114	306	1,357	2,818	48·	40·	
Agra,	325	747	51	174	368	1,244	2,909	43·	28·	
Furruckabad,	812	796	171	243	366	2,166	4,554	48·	42·	
Mynpoorie,	465	1,028	150	101	275	1,804	3,823	47·	38·	
Cawnpoor,	255	448	8	108	271	1,141	2,231	51·	40·	
Futtehpoor,	185	718	46	114	256	1,056	2,375	44·	40·	
Allahabad,	241	293	82	50	174	815	1,655	49·	37·	
Goruckpoor,	170	1,043	140	176	160	2,779	4,468	62·	43·	
Azimgurh,	121	481	44	156	416	1,703	2,921	58·	38·	
Jounpoor,	199	66	37	111	95	2,046	2,554	80·	74·	
Mirzapoor,	233	362	97	122	197	852	1,863	46·	32·	
Benares,	43	43	13	19	66	448	632	71·	...	
Ghazeepoor,	221	202	134	37	324	2,509	3,427	73·	67·	
Total,	6,200	12,140	1,826	2,087	6,869	29,291	58,413	50·	41·	

It will be observed that 11 per cent. of the cases disposed of were decided *Ex parte*, 21 per cent. on Confession of Judgment, 3 per cent. by Arbitration, 3 per cent. Dismissed on Default, 12 per cent. Adjusted or Withdrawn, and 50 per cent., or one-half, Decided on their Merits.

	Per cent.
Ex parte, ...	11
Confession, ...	21
Arbitration, ...	3
Default, ...	3
Adjusted, ...	12
Merits, ...	50
Total,	100

20. The percentage of cases decided *ex parte* (11 per cent.) is the same as last year. The Court are not disposed to look upon this proportion as excessive, or as necessarily evincing want of due diligence in the service of Processes on the part of the Peons employed. Great care is invariably inculcated on the presiding Judges in the scrutiny of all cases of alleged non-service of summons, and the Court believe the instances are comparatively rare where the defendant fails to attend from want of notice that suit has been brought.

Percentage of *ex parte* cases the same as last year, and not considered excessive.

21. In Districts where the jurisdictions are extensive and the means of communication indifferent, it is probable, as remarked by Mr. Lance, Judge of Cawnpoor, that the defendants do not care to put themselves to inconvenience for the purpose of disputing what they know to be a just claim: while it is equally probable, as observed by Mr. Dunlop, Judge of Bareilly, that many *ex parte* decrees are sought to secure debts not denied, though the debtor is distrusted, and the decree is preferred to a bond.

In Districts where the jurisdictions are large, the defendants do not care to defend just claims.

Many *ex parte* decrees sought to secure debts not denied.

22. The proportion of suits decided on Confession of Judgment was 21 per cent., as contrasted with 20 per cent. in 1862. The Court have no new remarks to offer on this subject, and they would merely observe that the reports of the past year bear out their often-expressed opinion that the generality of these cases are *bonâ fide* attempts to obtain security for the payment of just claims. Some of them also represent a compromise between the debtor and creditor, or an agreement to repay a pecuniary loan admitted by periodical instalments.

Confession cases 21 per cent., as compared with 20 per cent. in 1862.

Most of these cases are *bonâ fide* attempts to obtain security for just debts. Some represent a compromise between debtor and creditor, or an agreement to pay an admitted loan by instalments.

23. The percentage of cases disposed of by Arbitration (3 per cent.) has not varied for three years. The Court are not inclined to look with favor on the exertion by the Judges of their influence with a view to the reference of cases to Arbitration, except when expressly desired by the parties, or in intricate cases of disputed accounts, being of opinion that, *after the parties have brought their cases into Court*, a decision on the merits by the presiding officer is more likely to give final satisfaction to those concerned.

Arbitration cases 3 per cent. for the last three years.

The Court do not approve of extra-judicial references to Arbitration by presiding Officers, except under special circumstances.

24. The proportion of cases decided on their Merits (50 per cent.) is better by four per cent. than the corresponding percentage attained in 1862, and it is in the Court's opinion matter for congratulation that the proportion of this description of cases continues steadily to improve in each successive year.

50 per cent. of the cases decided on their Merits, as compared with 46 per cent. in 1862, and 35 per cent. in 1861.

25. The following Statement shews the Districts classified in order according to the number of cases decided on their Merits, and it is interesting to perceive how closely the order of classification approximates to the corresponding table given in para. 13 of last year's report:—

Classification of Districts according to number of cases decided on their Merits.

Number.	Zillah.	Percentage of cases decided on Merits, to total disposed of.
1	Jounpoor,	80·
2	Ghazeepoor,	73.
3	Benares,	71·
4	Goruckpoor,	62·
5	Azimgurh,	58·
6	Meerut,	51·
7	Cawnpoor,	51·
8	Allahabad,	49·
9	Shahjehanpoor,	48·
10	Furruckabad,	48·
11	Mynpoorie,	47
12	Allygurh,	46
13	Mirzapoor,	46·
14	Futtehpoor,	44·
15	Bareilly,	43·
16	Agra,	43·
17	Moradabad,	42·
18	Seharunpoor,	29·
	General Average,	50·

The proportion of these cases was greatest in Jounpoor, where it was 80 per cent., and least in Seharunpoor, where it was only 29 per cent. Five of the Districts comprised in the former Benares Division stand at the top of the list, as in the previous year.

Jounpoor, 80 per cent.; Ghazeepoor, 73 per cent.; Benares, 71 per cent.; Goruckpoor, 62 per cent.; and Azimgurh, 58 per cent.; at head of list. Seharunpoor, 29 per cent; last on the list.

26. The Court, I am to observe, do not lay undue stress on the proportion of cases decided on their merits, for, as remarked by Mr. M. Thornhill, Judge of Furruckabad, in a very large number of cases the assistance of the law is invoked, not for the determination of a disputed claim, but for the enforcement of an admitted one. In the greater number of small suits for the recovery of petty debts the defendant does not dispute the claim, but will not discharge it till compelled to do so by law, or till the creditor commences to have recourse to it.

The Court do not lay undue stress on the proportion of these cases.

In many of these cases, the assistance of the law invoked for the enforcement of an admitted claim.

27. In many other cases, as the Court have on former occasions observed, a suit is instituted by the consent of the debtor, the creditor insisting on a decree for the amount in lieu of security. In these, and in many suits of a similar description, an *ex parte* decree, or a decree passed on Confession of judgment, naturally results.

In numerous other cases suits are instituted by the consent of the debtor, a decree being sought as security and obtained *ex parte* or on Confession of judgment.

28. Still the Court are careful to enjoin the observance of every precaution to secure the proper service of notices, and thus increase the number of suits decided on their Merits.

The Court, however, enjoin the observance of all due precautions in serving summons.

State of *Miscellaneous* Files.

29. The state of the Miscellaneous files was as follows :—

Zillah.	Instituted.		Decided.				Pending on 1st January.			
			1862.		1863.		*Above one year.*		*Total pending on 1st January.*	
	1862.	1863.	Decided on Merits.	Finally disposed of.	Decided on Merits.	Finally disposed of.	1863.	1864.	1863.	1864.
Seharunpore, ...	8,256	7,944	4,031	9,704	3,982	8,526	1	...	1,172	1,252
Meerut, ...	7,394	6,896	2,530	8,232	2,482	7,092	10	...	1,271	1,154
Allygurh, ...	9,493	8,765	4,944	10,349	5,356	9,423	7	4	1,452	1,439
Moradabad, ...	13,434	11,927	10,138	14,750	8,769	12,305	...	...	1,946	1,775
Bareilly, ...	8,812	8,897	4,811	8,469	5,613	8,967	...	4	1,415	1,433
Shahjehanpore, ...	9,008	6,704	5,570	9,365	3,421	7,411	1	2	1,256	1,016
Agra, ...	7,744	7,498	3,277	9,765	3,155	7,908	1	7	1,728	1,534
Furruckabad, ...	11,648	8,644	5,128	11,594	4,698	9,056	...	1	1,594	1,102
Mynpoorie, ...	4,918	6,902	2,593	5,642	3,652	7,195	2	3	813	1,149
Cawnpore, ...	3,769	3,915	2,745	4,299	2,293	3,949	...	...	453	470
Futtehpore, ...	2,875	3,220	2,010	3,422	1,781	3,171	1	2	502	606
Allahabad, ...	4,171	3,659	1,790	5,397	2,034	3,904	...	...	673	532
Goruckpore, ...	11,213	10,745	7,743	11,878	7,687	11,002	...	...	1,544	1,322
Azimgurh, ...	5,112	5,662	3,334	5,987	3,443	5,218	3	2	938	1,397
Jounpore, ...	3,397	4,036	1,942	3,511	2,398	4,248	...	...	745	681
Mirzapore, ...	2,809	2,505	1,434	3,176	1,259	2,518	...	...	411	453
Benares, ...	2,956	2,049	1,883	2,902	1,742	2,423	...	...	852	504
Ghazeepore, ...	8,083	7,267	5,479	9,549	4,669	7,376	4	2	959	920
Total, ...	1,25,092	1,17,235	71,382	1,37,991	68,434	1,21,692	30	27	19,724	18,739
Increase, ...	...	...	...	...	...	...	...	...	...	...
Decrease, ...	...	7,857	...	...	2,948	16,299	...	3	...	985

1,17,235 Miscellaneous Suits were instituted in 1863, as compared with 1,25,092 in 1862, being a decrease of 7,857. The pressure of *Regular* litigation, which was very great in 1861, tended to swell the Miscellaneous files in 1862; but this influence ceased to operate during the year under report.

1,17,235 Miscellaneous cases filed in 1863, and 1,25,092 in 1862.
The pressure of *Regular* cases, which increased the Miscellaneous files in 1862, ceased to operate in 1863.

The pending Miscellaneous files, it will be seen, are somewhat lighter than they were at the close of 1862, and the number of pending cases of old standing is slightly less than formerly.

Pending Miscellaneous files somewhat less than before, and number of old cases slightly less.

Execution of Decrees.

30.—*Execution of Decrees.*

Zillah.	Number of Applications for Execution of Decrees.					Remarks.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	Percentage of Column 2, to Column 5.	
Saharunpore, ...	1,649	1,340	2,940	5,929	28·	
Meerut, ...	1,266	1,111	2,791	5,168	24·	
Allygurh, ...	1,254	1,446	2,599	5,299	23·	
Moradabad, ...	1,923	1,644	2,728	6,295	31·	
Bareilly, ...	1,880	941	2,545	5,366	35·	
Shahjehanpore, ...	1,154	836	1,700	3,690	31·	
Agra, ...	1,037	1,060	3,436	5,533	19·	
Furruckabad, ...	1,690	1,157	2,653	5,500	31·	
Mynpoorie, ...	938	1,361	2,514	4,813	20·	
Cawnpore, ...	604	420	1,295	2,319	26·	
Futtehpore, ...	648	624	695	1,967	33·	
Allahabad, ...	1,205	399	1,335	2,939	41·	
Goruckpore, ...	1,689	1,092	1,232	4,913	34·	
Azimgurh, ...	862	458	1,460	2,780	31·	
Jounpore, ...	655	495	1,079	2,229	29·	
Mirzapore, ...	483	280	944	1,707	28·	
Benares, ...	647	566	645	1,858	35·	
Ghazeepore, ...	1,449	748	1,812	4,009	36·	
Total, ...	21,033	16,878	34,403	72,314	29·	

71,112 Applications for execution made in 1863, and 67,310 in 1862. Of 72,314 disposed of in 1863, 29 per cent. were completely executed (and 27 per cent. in 1862); 23 per cent. partially executed; 47 per cent. struck off in default, (compared with 19 and 54 per cent. in 1862.)

71,112 applications for execution of Decrees were preferred in 1863, as contrasted with 67,310 in 1862. 72,314 Applications of this nature were disposed of, and of these 21,033, or 29 per cent., were completely executed, as compared with 27 per cent. in the previous year. Of the remainder, 23 per cent. were partially executed, and 47 per cent. struck off in default, as contrasted with 19 and 54 per cent. respectively in 1862.

The above results are more favorable than those of last year.

These results are more favorable than those of last year, and shew progressive improvement to have been effected in this important department of the Judicial Administration.

Judicial Officers can only control indirectly the number of execution cases struck off in default.

31. It is frequently, I am to observe, beyond the power of presiding Judicial Officers to control, except indirectly, the number of cases of this description struck off in default, as there is nothing in the present state of the Law to prevent a Decree-holder from taking out execution periodically, and have his case from time to time struck off on default, with the view of keeping his decree floating by way of security. The effect of this procedure, as remarked by the Judge of Furruckabad, is to swell the bill of costs, which are ordinarily payable by the Judgment-debtor, a result which has been represented to be unfair to the Judgment-debtor. But the Court remark that the accumulation of costs and

interest are evils of which the remedy lies with the Judgment-debtor, on whom the onus rests of promptly satisfying a decree standing against him. At the same time, the Courts are competent to order the Decree-holder to bear the costs in those cases in which his proceedings may appear to be wilfully and unnecessarily harrassing to the Judgment-debtor, and the Court believe that a judicious use of this discretionary power would tend to discourage such proceedings.

Classification of Districts in the order of successful execution of Decree :
Allahabad, Bareilly, Ghazeepore, Benares, } First in order.

32. A classification of the Districts in the order in which success was obtained in the execution of Decrees is given below :—

Number.	Zillah.	Ratio per cent.
1	Allahabad,	41·
2	Ghazeepore,	36·
3	Bareilly,	35·
4	Benares,	35·
5	Goruckpore,	34·
6	Futtehpore,	33·
7	Moradabad,	31·
8	Shahjehanpore,	31·
9	Furruckabad,	31·
10	Azimgurh,	31·
11	Jounpore,	29·
12	Seharunpore,	28·
13	Mirzapore,	28·
14	Cawnpore,	26·
15	Meerut,	24·
16	Allygurh,	23·
17	Mynpoorie,	20.
18	Agra,	19·
	General Average,	29·

From 19 to 41 per cent. completely executed in 1863, as compared with from 49 to 16 per cent. in 1862.

It will be observed that the detailed results exhibited in this Statement are more uniform, and consequently more satisfactory, than those shewn in the corresponding Statement of 1862, when the proportion of applications completely executed ranged from 49 to 16 per cent., while in the year under review the ratio varied only from 41 per cent. in Allahabad to 19 per cent. in Agra.

Act X of 1859 Appeals.

33.—*Appeals under Act X. of 1859.*

1.	2.	3.	4.	5.	6.	7.	8.
Number.	Zillah.	Number of cases appealable to the Civil Courts decided in 1863, by the Revenue Authorities.	Number of cases appealed to the Judge.	Number of cases decided by the Judge.	Number of cases reversed, modified, or remanded.	Percentage of appeals to cases decided by Revenue Officers.	Percentage of appeals reversed, modified, or remanded, to total number decided.
1	Seharunpore,	391	32	33	8	8·	24·
2	Meerut,	931	33	42	9	4·	21·
3	Allygurh,	630	100	71	32	16·	45·
4	Moradabad,	670	34	100	34	5·	34·
5	Bareilly,	451	108	118	49	22·	42·
6	Shajehanpore,	688	101	84	26·	15·	31·
7	Agra,	604	62	42	10	10·	24·
8	Furruckabad,	709	85	89	46	12·	52·
9	Mynpoorie,	1,645	176	214	76	11·	36·
10	Cawnpore,	359	69	71	17	19·	24·
11	Futtehpore,	1,662	48	73	21	3·	28·
12	Allahabad,	2,134	83	70	16·	4·	23·
13	Goruckpore,	815	202	194	80	24·	41·
14	Azimgurh,	489	219	275	127	45·	46·
15	Jounpore,	476	240	288	145	50·	50·
16	Mirzapore,	221	42	72	33	11·	46·
17	Benares,	247	29	26	8	12·	31·
18	Ghazeepore,	856	129	98	25	15·	26·
	Total,	13,978	1,792	1,960	762	13·	39·

The number of cases appealable to the Civil Courts disposed of by the Revenue Authorities during the year amounted to 13,978, as compared with 24,327 in 1862, a decrease of nearly one-half. The six Districts noted marginally, however, exhibited an increased number of these cases. The remaining twelve Districts shewed a large diminution of these suits. In the Bareilly, Shahjehanpore, Agra, Azimgurh, Jounpore, and Benares Districts the decrease is very striking.

Appealable Rent cases, 13,978 in 1863, and 24,327 in 1862.

An increase in only six Districts.

Large decrease in certain Districts:
Seharunpore, Ghazeepore,
Futtehpore, Allygurh,
Goruckpore, Allahabad.

34. The Zillah Judges have generally omitted to explain the causes which are supposed to have led to the large decrease in the number of these suits; and, in the absence of special explanation on the subject, which the Court have desired may be called for from the Collectors, they can only express a somewhat doubtful opinion on the matter. But there can be little doubt, I am to observe, that the promulgation during the past year of the Court's ruling declaring cases under Sections 25, 26, 27, and 28, to be *applications* and not suits, and therefore appealable to the *Revenue*, and not to the Judicial Authorities, has had the effect of considerably reducing the number of Rent cases preferred under Act X. of 1859 in the Revenue Courts, and *appealable to the Civil Courts*.

The Zillah Judges have failed to explain the causes of the decrease.

The Court attribute the diminution to be due in a great measure to their own ruling declaring cases under Sections 25, 26, 27, and 28, not appealable to the Civil Courts.

35. Suits of this description were most numerous in the Districts of Allahabad, Futtehpore, and Mynpoorie, and least so in those of Mirzapore, Benares, and Cawnpore.

In Goruckpore, where the extraordinarily small number of these suits in 1862 attracted the Court's notice, the number of Rent suits disposed of by the Revenue Authorities has increased nearly four-fold.

Suits under Act X. of 1859 most numerous in Allahabad, Futtehpore, and Mynpoorie, and least so in Mirzapore, Benares, and Cawnpore.

36. The number of cases appealed to the Civil Courts was 1,792, or 13 per cent. of the appealable cases disposed of, as contrasted with 9 per cent. in the previous year.

13 per cent. of the appealable cases were appealed, against 9 per cent. in 1862.

37. In the following Statement the Districts are arranged in the order in which the Appeals were most numerous:—

Classification of Districts according to greatest number of Appeals.

According to the Number of Appeals preferred under Act X. of 1859.

			Number of Appeals.
1	Jounpore,	...	240
2	Azimgurh,	...	219
3	Goruckpore,	...	202
4	Mynpoorie,	...	176
5	Ghazeepore,	...	129
6	Bareilly, ...	...	108
7	Shahjehanpore,	...	101
8	Allygurh,	...	100
9	Furruckabad,	...	85
10	Allahabad,	...	83
11	Cawnpore,	...	69
12	Agra,	...	62
13	Futtehpore,	...	48
14	Mirzapore,	...	42
15	Moradabad,	...	34
16	Meerut, ...	...	33
17	Seharunpore,	...	32
18	Benares, ...	...	29

According to the Percentage of Appeals preferred under Act X. to total Revenue Decisions.

			Percentage of Appeals.
1	Jounpore,	...	50·
2	Azimgurh,	...	45·
3	Goruckpore,	...	24·
4	Bareilly,	...	22·
5	Cawnpore,	...	19·
6	Allygurh,	...	16·
7	Shahjehanpore,	...	15·
8	Ghazeepore,	...	15·
9	Benares,	...	12·
10	Furruckabad,	...	12·
11	Mynpoorie,	...	11·
12	Mirzapore,	...	11·
13	Agra,	...	10·
14	Seharunpore,	...	8·
15	Moradabad,	...	5·
16	Meerut,	...	4·
17	Allahabad,	...	4·
18	Futtehpore,	...	3·

The greatest number of Appeals was preferred, as in 1862, in the District of Jounpore, where 240 were instituted. But this number is much smaller than the corresponding number preferred in 1862, *i. e.*, 355. The percentage of cases appealed to the number of appealable cases in that District, 50 per cent., was, however, excessively high, as was also the case in the Goruckpore District, and special explanation has been called for on this point.

Greatest number of Appeals in Jounpore, and percentage of Appeals very high, as also in Goruckpore.

38. The proportion of cases appealed in the Districts of Futtehpore, Allahabad, Meerut, and Moradabad is remarkably small.

Proportion of Appeals very small in Futtehpore, Allahabad, Meerut, and Moradabad.

39. Altogether, 1,960 cases of Appeal were decided by the Zillah Judges. Of these, 964 were confirmed, and in 762, or 39 per cent., the orders of the lower Courts were either modified or reversed, a result which is somewhat less favorable than that of last year, when the percentage of reversals was only 34 per cent.

1,960 Appeals decided by Judges, 964 confirmed, and 762 modified or reversed, *i. e.*, 39 per cent. against 34 per cent. in 1862.

40. The best results in respect to the proportion of orders modified or reversed were attained in the Districts of Meerut, Allahabad, Agra, Seharunpore, and Cawnpore, where the returns evidence good judgment on the part of the Revenue Officers of those Districts. In the Districts of Furruckabad, Jounpore, Azimgurh, Mirzapore, and Allygurh the results, on the other hand, are not nearly so satisfactory.

Best results in Meerut, Allahabad, Agra, Seharunpore, and Cawnpore: the least favorable in Furruckabad, Jounpore, Azimgurh, Mirzapore, and Allygurh.

41. In connection with the working of this Act, I am desired to bring to the notice of His Honor the Lieutenant Governor the views expressed by Mr. Dunlop, Officiating Judge of Bareilly, an intelligent Officer, who has had much experience in Revenue administration in these Provinces, and has had opportunities of becoming acquainted with the feelings and prejudices of the agricultural classes on the subject of rights in land in the North Western Provinces. Mr. Dunlop's remarks, which were embodied in his Annual Report, are too lengthy for insertion in this address, but have been extracted in a separate form, which the Court have no doubt His Honor will peruse with much interest.

Reference to the opinions of Mr. Dunlop, Officiating Judge of Bareilly, in connection with the working of Act X. of 1859, which are extracted separately.

42. In laying before Government the remarks of the above-mentioned Officer on a subject of much importance, and one which so deeply affects the interests of the several classes of the agricultural community, the Court, I am to observe, do not consider that it falls within their province, at least on an occasion like the present, to express an opinion on the working of Act X. of 1859 as it affects the question of landlord and tenant rights, or on the question of the political or social effect of the Act generally. It is for the Executive Departments of the State to watch the working of the Act as it affects the social condition of the people. As a matter of Judicial machinery and procedure, the Court have reason to hope that the enactment is working satisfactorily and they believe that the procedure prescribed by the Act is a great improvement on that which preceded it.

The Court not called upon to express an opinion here on the social working of Act X. of 1859. As a matter of procedure, the Act believed to work satisfactorily.

Section 24, Act VIII. of 1859, and Sections 169, 170, Act XXV. of 1861.

43.—*Operation of Section 24, Act VIII. of 1859, and of Sections 169 and 170, Act XXV. of 1861.*

Zillah.	Operation of Section 24, Act VIII. of 1859.												Operation of Section 169, Act XXV. of 1861.									Operation of Section 170, Act XXV. of 1861.									Remarks.
	Number of cases in which Criminal commitments were made.			*Number of persons committed.*			*Number of persons convicted.*			*Number of persons acquitted.*			*Number of cases in which Criminal commitments were made.*			*Number of persons committed.*			*Number of persons convicted.*			*Number of persons acquitted.*			*Number of cases in which Criminal commitments were made.*			*Number of persons committed.*			*Number of persons convicted.*			*Number of persons acquitted.*			
	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	Judge.	Principal Sudder Ameen.	Moonsiff.	
Seharunpore,	...	1	1	...	...	1	...	...	1	...	...	...	...	1	4	...	1	10	...	1	3	...	...	7	...	...	...	...	...	...	...	...	...	...	...	...	
Meerut,	...	1	1	...	1	1	...	...	...	...	1	...	...	...	2	...	...	4	...	...	...	...	...	2	...	...	...	...	...	...	...	...	...	...	...	
Allygurh,	1	...	1	1	...	1	...	...	...	1	...	1	1	...	1	1	...	4	1	...	...	...	...	4	...	...	3	...	...	11	...	...	...	...	...	11
Moradabad,	...	...	2	...	...	2	...	...	...	...	...	2	...	...	2	...	...	3	...	...	...	...	...	2	...	...	...	...	...	...	...	...	...	...	...	
Bareilly,	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	1	1	...	3	1	...	...	1	...	...	
Shahjehanpore,	1	...	...	2	...	...	2	...	...	...	...	...	3	...	...	4	...	...	1	...	...	1	...	...	...	...	1	...	...	2	...	...	2	...	...	...	
Agra,	...	...	2	...	...	2	...	...	1	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	1	...	...	1	...	...	...	...	...	1	
Furruckabad,	...	2	...	...	2	...	...	2	...	...	...	...	...	...	1	...	...	4	...	...	1	...	...	3	...	...	...	...	...	...	...	...	...	...	...	
Mynpoorie,	...	...	1	...	...	1	...	...	...	...	...	...	...	...	1	...	...	1	...	...	...	...	...	...	...	...	1	...	...	2	...	...	...	...	...	
Cawnpore,	...	1	1	...	3	1	...	2	1	...	1	...	4	...	1	5	...	2	5	...	...	...	...	2	...	...	...	...	...	...	...	...	...	...	...	
Futtehpore,	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	
Allahabad,	...	...	1	...	...	1	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	1	...	...	1	...	...	...	1	...	...	
Goruckpore,	3	...	1	4	...	1	2	...	...	1	...	1	...	...	1	...	...	1	...	...	...	...	...	1	...	...	1	...	...	1	...	...	1	...	...	
Azimghur,	...	...	1	...	...	1	...	...	1	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	
Jounpore,	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	
Mirzapore,	...	...	...	...	...	...	...	...	...	...	...	...	...	...	1	...	...	2	...	...	2	...	...	...	1	...	...	2	...	...	1	...	...	1	...	...	
Benares,	...	2	...	...	2	...	...	1	...	...	1	...	1	...	...	1	...	...	1	...	...	...	...	...	...	1	...	...	...	...	...	...	...	...	4	
Ghazeepore,	...	...	3	...	...	4	...	...	1	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	4	...	...	5	...	...	...	...	...	2	
Total,	5	6	15	7	8	16	4	5	5	2	3	4	9	1	14	11	1	31	8	1	6	1	...	21	1	4	11	2	10	26	1	2	3	1	5	13	The Sudder Ameens are included with Moonsiffs.

Prosecutions were instituted in 26 cases of apparent false verification of plaints or written statements, under Section 24 Act VIII. of 1859, as compared with 79 similar prosecutions in the previous year. In these cases 31 persons were committed for trial, of whom 14 were convicted and 9 acquitted. These convictions were obtained in nine Districts.

26 Prosecutions under Section 24, as compared with 79 in 1862.
31 persons committed.
14 ditto convicted.
9 ditto acquitted.

44. Under Section 169, Act XXV. of 1861 24 cases involving charges relating to the giving of false evidence in the Civil Courts were instituted, as contrasted with 41 cases in 1862, and 43 persons were committed for trial. Of these, 15 were convicted in seven Districts and 22 acquitted.

24 cases prosecuted under Section 169 Act XXV. of 1861, contrasted with 41 in 1862.
43 persons committed.
15 ditto convicted.
22 ditto acquitted.

45. Sixteen prosecutions for offences connected with the forgery of documents and papers offered in evidence were made, compared with 36 cases in the previous year. Only 6 persons, however, were convicted, 19 having been acquitted. Of the latter, however, 11 belonged to one District. The convictions occurred in five Districts.

16 Prosecutions under Section 170, and 36 prosecutions in 1862.
6 Persons convicted.
19 ditto acquitted.

46. It must be admitted, I am to remark, that the foregoing results cannot be considered satisfactory. At the same time, the difficulties attending the prosecution of the above description of cases are very great, and much allowance must be made on account of them.

Above results cannot be considered satisfactory, but allowance should be made for difficulties.

47. The main difficulty, as remarked by Mr. Spankie, when Judge of Meerut, "lies in the vast contrariety of opinion "which the different Courts, original and appellate, "form as to the value of the evidence before "them the only evidence as a rule of a person's guilt under Section 24, Act VIII. "of 1859, being presumptive, and derivable from the record and circumstances of "the cases. The evidence which may satisfy a committing officer, having the "parties before him, may appear in a far less satisfactory light to a Court of Ap- "peal, which has not the same advantages; whilst, on the other hand, the Court of "Appeal may justly consider itself more dispassionate, and better able to weigh "the value of the circumstantial evidence, than the Committing Civil Judge."

The main difficulty consists in the different application of evidence by original and appellate Courts.

48. The Court, therefore, are unanimously of opinion that prosecutions for this class of offences should not be entered upon except in cases in which the commission of the offences charged admits of the clearest proof: at the same time, they cannot doubt that the punitive provisions of the Law directed against every description of fraud in connection with Civil suits, if judiciously applied, must serve in some measure to check the commission of such offences. Accordingly, they have impressed on the minds of all Judicial officers the duty of being watchful, so as not to permit a clear case of forgery, false evidence, or false verification to pass unpunished, and they are glad to believe that, in the opinion of the Zillah Judges generally, palpable cases of this description are less frequent than they were before the enactment of the provisions of the Law now under review.

Prosecutions should only be made in the clearest cases.

A judicious exercise of the power of prosecution likely to be beneficial.

Average duration of suits.

49.—*Average Duration of Suits.*

Zillah.	*Judges.*			*P. S. Ameens.*			*S. Ameens.*			*Moonsiffs.*			Remarks.
	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.	
Seharunpore,	...	2	22	...	2	20	...	4	6	...	1	20	
Meerut,	...	1	9	...	3	...	...	...	...	...	...	25	
Allygurh,	...	4	7	...	2	7	...	...	...	...	1	1	
Moradabad,	...	5	2	...	1	8	...	...	29	...	1	1	
Bareilly,	...	2	28	...	2	5	...	1	2	...	...	25	
Shahjehanpore,	...	5	6	...	1	27	...	1	2	...	...	25	
Agra,	...	10	20	...	5	12	...	...	...	...	1	2	
Furruckabad,	...	...	27	...	...	24	...	1	29	...	...	22	
Mynpoorie,	...	7	18	...	1	20	...	...	...	...	1	4	
Cawnpore,	...	4	1	...	2	12	...	...	...	...	1	...	
Futtehpore,	...	1	...	...	1	19	...	1	5	...	...	29	
Allahabad,	...	3	...	...	1	9	...	...	...	...	...	26	
Goruckpore,	...	3	29	...	6	19	...	1	17	...	1	11	
Azimgurh,	...	2	23	...	2	3	...	1	22	...	...	29	
Jounpore,	...	2	20	...	...	28	...	...	...	...	1	23	
Mirzapore,	...	11	7	...	2	3	...	...	...	...	...	28	
Benares,	...	...	27	...	...	29	...	...	...	...	...	...	
Ghazeepore,	1	1	1	...	1	11	...	...	27	...	...	15	
General Average,	...	6	28	...	2	8	...	1	19	...	...	29	

From the above it will be seen that the average duration of suits in the Judges' Courts was 6 months 28 days, as compared with 5 months 18 days in the previous year.

6 months 28 days in Judges' Courts in 1863, and 5 months 18 days in Judges' Courts in 1862.

The best results in this respect were obtained in the Districts of Furruckabad, Benares, Futtehpore, and Meerut, where the respective averages of 27 days, 27 days, 1 month, and 1 month 9 days, are creditable to the despatch exhibited by Messrs. Lind, Thornhill, Horne, Boldero, and Spankie.

Best results in Furruckabad, Benares, Futtehpore, and Meerut, and creditable to Messrs. Lind, Thornhill, Horne, Boldero, and Spankie.

In the Districts of Ghazeepore (one year, one month, one day), Mirzapore (eleven months, seven days), and Agra (ten months, twenty days), the average duration was excessively high. The causes of the delay in the disposal of suits in the first and last of these Districts have already been stated in paras. 14-15 of this address, and the Judge of Mirzapore has been addressed on the same subject. In the other cases in which the average of the Zillah Judges appeared too high, notice of the circumstance has been taken by the Court.

In Ghazeepore, Mirzapore, and Agra, the averages excessive.

Due notice taken of these.

50. In the Courts of the Principal Sudder Ameens, the average duration of suits has been reduced from 2 months 14 days in 1862 to 2 months 8 days in 1863, a result which is very satisfactory. The averages shewn in the Courts of the Principal Sudder Ameens of Furruckabad (24 days), Jounpore (28 days), Benares (29 days), Moradabad (1 month 8 days), and Allahabad (1 month and 9 days), are specially good, and entitle Cazee Inayut Hossein, Hussun Ruzza Khan, Mr. Smith, Mahomed Hussun Khan, and Khoorsheid Alli Khan to commendation.

In Principal Sudder Ameens' Courts average duration 2 months and 8 days in 1863, and 2 months 11 days in 1862.

Best results in cases of Inayut Hossein, Hussun Ruzza, Mr. Smith, Mahomed Hussun, and Khoorsheid Alli.

51. It will be observed that the average duration of cases in the Court of Usud-ool-lah Khan, Principal Sudder Ameen of Goruckpore, was exceedingly high. The duration of cases in the Court of Mr. Lindsay, the

Average duration in Court of Principal Sudder Ameen and Judge of Goruckpore very high.

Judge of the District, was also very high. But Mr. Lindsay has explained that, owing to the pressure of his duties as Officiating Commissioner, he was compelled to transfer a very large number of suits from his own file to that of the Principal Sudder Ameen. As these cases had already been pending a long time in the Judge's Court, they necessarily injuriously affected the average duration of the suits decided by the Principal Sudder Ameen.

This attributable to the pressure of Mr. Lindsay's duties as Revenue Commissioner.

52. It is much to be regretted, I am to observe, that the delay in the determination of the question of the future organization of the Goruckpore District should have impeded the prompt despatch of business in this overgrown District. There can be no doubt, the Court think, that Mr. Lindsay's circuit and other duties as Commissioner materially interfere with his more purely judicial functions as judge, and the Court earnestly hope that the aforesaid question will receive early settlement at the hands of Government.

Delay in the settlement of the organization of the Goruckpore District much to be regretted, as the duties of Commissioner interfere with those of Judge.

53. The average duration of cases in the Courts of the Sudder Ameens has slightly increased from 1 month 13 days in 1862, to 1 month 19 days in 1863. It is particularly favorable in the Districts of Ghazeepore (27 days), Moradabad (29 days), and Bareilly and Shajehanpore (1 month 2 days each).

Average in Courts of Sudder Ameens 1 month 19 days in 1863, and 1 month 13 days in 1862.

54. The Court consider a general average duration of 29 days in the suits disposed of by the Moonsiffs to be sufficiently short. The results shewn in the Districts of Ghazeepore (15 days), and Furruckabad (22 days), are particularly good.

Average duration of suits in Moonsiff's Courts 29 days; best results in Ghazeepore and Furruckabad.

55. The Return exhibiting the personal attendance of the parties to suits in the various Civil Courts is satisfactory, the general percentage of personal attendance being 81 per cent. as compared with 78 per cent. in 1862:—

Personal attendance of parties to suits.

General average 81 per cent. in 1863, and 78 in 1862.

Number.	Zillah.	*Cases in which the parties or one of them were before the Court voluntarily or by summons.*				Cases of Non-attendance.	Total number of cases decided.	*Percentage of cases of personal attendance to total cases decided.*			Remarks.
		In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			Superior Courts.	Moonsiffs.	Total.	
1	Seharunpore, ...	645	386	2,375	3,406	628	4,034	60·	89·	84·	
2	Meerut, ...	526	390	2,235	3,151	517	3,668	67·	90·	86·	
3	Allygurh, ...	813	631	1,768	3,212	704	3 916	51·	88·	82·	
4	Moradabad, ...	776	1,159	2,506	4,441	1,190	5,631	38·	85·	79·	
5	Bareilly, ...	875	1,155	1,862	3,892	1,042	4,934	66·	81·	79·	
6	Shajehanpore, ...	360	241	1,938	2,539	279	2,818	88·	91·	90·	
7	Agra, ...	379	619	1,173	2,171	738	2,909	60·	81·	75·	
8	Furruckabad, ...	987	531	2,642	4,160	394	4,554	82·	92·	91·	
9	Mynpoorie, ...	473	631	1,881	2,985	838	3,823	34·	87·	77·	
10	Cawnpore, ...	307	225	1,234	1,766	465	2,231	53·	90·	79·	
11	Futtehpore, ...	331	356	1,212	1,899	476	2,375	73·	86·	80·	
12	Allahabad, ...	281	385	583	1,249	406	1,655	52·	89·	75·	
13	Goruckpore, ...	459	522	1,912	2,893	1,575	4,468	44·	88·	65·	
14	Azimgurh, ...	496	407	1,534	2,437	484	2,921	78·	90·	84·	
15	Jounpore, ...	299	224	811	1,334	422	* 1,756	43·	78·	75·	
16	Mirzapore, ...	336	370	885	1,591	272	1,863	81·	89·	85·	
17	Benares, ...	123	99	183	405	227	632	64·	...	64·	
18	Ghazeepore, ...	356	404	2,387	3,147	280	3,427	88·	93·	92·	
	Total, ...	8,822	8,735	29,121	46,678	10,937	57,615	62·	87·	81·	

* The attendance in original cases only is shewn in the Judges' and Principal Sudder Ameens' Courts.

56. In the Superior Courts of the Zillah Judges and Principal Sudder Ameens 62 per cent. of the parties were present in Court, while in the Subordinate of Moonsiffs' Courts no less than 87 of the parties were thus in attendance. In more than one-half of all the cases disposed of both parties personally attended in Court. The number of plaintiffs who personally attended in cases where one of the parties only was present in Court was slightly in excess of that of the defendants. In this respect the present return differs from that of last year. Of the Superior Courts, the best results were shewn in the Districts of Shajehanpore, Ghazeepore, and Furruckabad. In the Courts of the Moonsiffs, the returns of Ghazeepore, Furruckabad, and Shajehanpore were likewise particularly favorable.

In Superior Courts 62 per cent. present; in Subordinate ditto, 87 per cent.

In more than one-half of all the cases disposed of both parties personally attended.

57. The number of *sales* effected in execution of decrees, and the operation of Sections 243 and 244, Act VIII, of 1859, are indicated below :—

Return of execution-sales, and operation of Sections 243-244, Act VIII, of 1859.

Number.	Zillah.	Number of Mouzahs and Shares of Mouzahs alienated in execution of Decrees of Civil Courts during 1863.										Remarks.
		Temporary, Conditional, Partial, or Voluntary.				*Involuntary and permanent under Section 248.*						
		By order of Court under Section 243.		At instance of the Collector under Section 244.		Total.		Hereditary.		Other.		Total.	
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.
1	Saharunpore,	...	12	...	4	...	16	2	260	...	...	2	260
2	Meerut,	...	2	...	5	...	7	1	83	...	...	1	83
3	Allygurh,	...	2	...	8	...	10	...	125	...	18	...	143
4	Moradabad,	...	4	...	2	...	6	6	198	1	14	7	212
5	Bareilly,	...	4	...	23	...	27	...	169	...	21	...	190
6	Shahjehanpore,	...	20	...	25	...	54	...	74	...	12	...	86
7	Agra,	...	84	...	75	...	159	...	94	...	62	...	156
8	Furruckabad,	...	45	...	24	...	69	1	145	...	3	1	148
9	Myupoorie,	...	1	...	65	...	66	...	97	...	42	...	139
10	Cawnpore,	...	...	...	...	...	...	...	9	1	6	1	15
11	Futtehpore,	...	2	...	4	2	4	8	34	1	1	9	35
12	Allahabad,	...	...	...	...	...	...	12	162	...	38	12	200
13	Goruckpore,	...	21	...	36	...	57	2	118	1	19	3	137
14	Azimgurh,	...	...	...	...	...	...	...	46	...	6	...	52
15	Jounpore,	...	1	...	7	...	8	...	9	...	9	...	18
16	Mirzapore,	...	...	...	...	...	...	...	7	...	...	...	7
17	Benares,	...	...	...	...	...	...	...	21	...	5	...	26
18	Ghazeepore,	...	21	...	9	4	30	...	45	...	23	...	68
	Total,	6	226	...	287	6	513	32	1,696	4	279	36	1,975

Slight increase in number of sales of hereditary property.
Small diminution in number of non-hereditary villages sold.

The number of execution-sales has slightly increased from 23 hereditary villages and 1,657 hereditary shares in 1862, to 32 of the former and 1,696 of the latter in 1863. But there was a small diminution in the number of non-hereditary villages and shares sold in execution of decrees, as shewn marginally.

Villages.	*Shares.*	
6	289	in 1862.
4	279	in 1863.

Sale most resorted to in Allahabad, for the reason assigned.

58. The greatest recourse was had to the extreme measure of sale in the District of Allahabad, where 12 hereditary villages and 162 hereditary shares, as well as 38 non-hereditary shares were thus alienated.

The Judge has, however, explained that the rights and interests in most of these villages had previously been sold, and the villages were not in the possession of the original proprietors but of recent auction purchasers. There was thus the less objection to the sales in these cases.

Sales next most numerous in Moradabad, Seharunpore, and Bareilly, and very few in Mirzapore, Jounpore, Cawnpore, and Benares.

59. In the Districts of Moradabad, Seharunpore, and Bareilly, sales were next most numerous, while in those of Mirzapore, Jounpore, Cawnpore, and Benares, they were very few in number.

On the whole, the number of execution-sales not excessive.

Altogether, with reference to the extent of the Provinces under the Court's administration, the Court do not consider the number of execution-sales to have been excessive.

Less effect given to Sections 243-244, Act VIII, of 1859, in 1863, than in 1862.

60. Comparatively less effect was given to the mitigative provisions of Sections 243 and 244, Act VIII of 1859, than in the previous year.

Under Section 243, six villages and 226 shares temporarily alienated in 1863, and under Section 244, 287 shares.

Under the former Section, six temporary alienations of entire villages and 226 of shares were carried out, as contrasted with 14 villages and 260 shares in 1862.

Under Section 244, 287 shares of villages were temporarily transferred, in comparison with 14 villages and 375 shares, in 1862.

In practice, shares temporarily alienated are of small value, and co-sharers will not offer, preferring to force the sale.

61. It has been observed that the shares sold in execution of decrees are usually of very little value, and that, unless the judgment-debtor is hopelessly involved, he is usually able to make some adjustment without the intervention of the Court. Co-sharers, it has been remarked, would prefer becoming absolute proprietors by exercising the right of pre-emption, and therefore hang back where temporary alienation only is proposed, and it is very seldom that an outsider will accept the temporary transfer of a portion of a village for a limited period. The result is that the shareholders can often virtually force the sale.

Judgment-debtors seldom apply for execution of their decrees by mortgage or lease, owing to the insufficiency of the profits of the land to pay interest.

62. In practice, it has been found that judgment-debtors seldom or never apply for the realization of their decrees by mortgage or lease, as the income of the land proposed to be thus temporarily alienated is generally insufficient to cover the interest of the debt, and the land is often already burdened by previous mortgage. In these cases, a resort to the sale process in execution of the decree is imperative. On the whole, the Court

Generally a judicious discretion has been exercised in the application of these provisions of the Law.

consider that a judicious discretion has been exercised in the application of the peculiar provisions of the Law now under notice, the general expediency or otherwise of which is not a question before the Court, and has not therefore been discussed.

63. The next statement exhibits the number of judgment-debtors imprisoned in execution of decrees during the past year, and the amount of decrees on account of which they were imprisoned:—

Statement of *Judgment-debtors* imprisoned, and amount of decrees.

Number.	Zillah.	Number.	Amount of debt.	Remarks.
			Rs.	
1	Seharunpore, ...	21	4,511	
2	Meerut, ...	6	7,768	
3	Allyghur, ...	81	7,423	
4	Moradabad, ...	77	10,884	
5	Bareilly, ...	84	9,223	
6	Shahjehanpore, ...	6	1,551	
7	Agra, ...	58	9,435	
8	Mynpoorie, ...	50	6,814	
9	Furruckabad, ...	97	9,380	
10	Cawnpore, ...	16	6,472	
11	Futtehpore, ...	22	5,769	
12	Allahabad, ...	41	14,969	
13	Goruckpore, ...	22	8,877	
14	Azimghur, ...	12	6,514	
15	Jounpore, ...	18	10,464	
16	Mirzapore, ...	33	5,568	
17	Benares, ...	26	8,062	
18	Ghazeepore, ...	1	244	
	Total, ...	671	1,33,928	
	Total for 1862,... ...	833	1,56,836	
	Increase, ...	...	...	
	Decrease,... ...	162	22,908	

Decrease of 162 persons, and of Rs. 22,908.

There was a decrease of 162 in the number of persons imprisoned for debt, and of Rs. 22,908 in the amount of the decrees, results which correspond with the other features of the year's administration.

64. In the following return is shewn the amount of work, Civil and Criminal, performed by each Zillah Judge during the past year. The Districts are primarily arranged according to the greater or less amount of *Civil* business* accomplished in each:—

Classification of Districts according to greater or less amount of work performed by the Zillah Judges.

* *i. e.*, Cases decided on Merits and *ex parte*.

1. Number in order of Civil work performed.	2. Zillah.	Work Actually Performed. Appeals. 3. Original Suits.	4. From Principal Sudder Ameen.	5. From Collectors under Act X of 1859.	6. From Sudder Ameens and Moonsiffs.	7. Miscellaneous Statement No. 2. Headings 1 to 18.	8. Total.	9. Calculated value of work performed in days.	10. Number of days on which the judge actually sat on the Civil side.	Criminal. 11. Calculated value of work performed in days.	12. Number of days given to Criminal sittings.	13. Total value of Civil and Criminal work performed in days.	14. Order of Zillah according to the last column.	15. Remarks.
1	Furruckabad,	117	34	77	251	193	672	394	193	73	57	467	I	
2	Azimgurh,	8	31	255	459	317	1,070	320	190	59	67	379	II	
3	Gorruckpore,	1	126	190	134	628	1,079	284	195	77	92	361	III	
4	Jounpore,	4	149	255	101	309	818	270	193	53	49	323	V	
5	Meerut,	33	85	39	162	220	539	221	157	93	86	328	IV	
6	Futtehpore,	22	83	67	123	224	519	194	190	80	75	287	VI	
7	Cawnpore,	12	99	60	79	310	560	180	158	51	53	260	IX	
8	Allahabad,	18	76	62	92	249	497	174	208	124	50	225	XII	
9	Mynpoorie,	9	53	186	24	140	412	143	138	105	108	267	VII	
10	Shajehanpore,	2	56	77	159	158	452	143	110	89	73	248	X	
11	Moradabad,	31	51	90	3	92	267	140	124	128	144	239	XI	
12	Agra,	12	85	18	9	320	444	136	91	117	117	264	VIII	
13	Benares,	9	90	24	...	290	413	127	88	96	128	223	XIII	
14	Allygurh,	9	64	63	96	90	322	127	184	73	70	200	XV	
15	Bareilly,	12	49	110	9	140	320	117	82	78	82	195	XVII	
16	Mirzapore,	10	35	59	106	106	316	113	173	67	83	180	XVIII	
17	Seharunpore,	5	44	28	90	149	316	99	151	101	113	200	XVI	
18	Ghazeepore,	...	33	62	16	340	451	97	81	114	123	211	XIV	
	Total,	314	1,243	1,722	1,913	4,275	9,467	3,279	2,706	1,568	1,570	4,847	...	...
	Total in 1862,	320	1,407	1,962	1,731	4,143	9,563	3,401	2,769	1,820	1,720	5,221	...	...
	Increase,	...	...	...	182	132	...	...	...	...	...	...	...	...
	Decrease,	6	164	240	...	...	96	122	63	252	150	374	...	...

The largest amount of work was performed in the Furruckabad District, and the result is very creditable to the industry shewn by Messrs. Lind, and M. Thornhill.

Greatest amount of work done by Messrs. Lind and Thornhill in Furruckabad.

In the Districts of Azimgurh, Goruckpore, and Jounpore, the amount of Civil business performed was also very large. Altogether the quantity of Civil work performed in all the Districts was nearly equal to the corresponding amount performed in 1862.

The Judges of Azimgurh, Goruckpore, and Jounpore rank next in order.
Amount of Civil business nearly the same as in 1862.

65. The number of *original* suits disposed of by the Zillah Judges was almost the same as in 1862, owing to the exceptionally large number disposed of by Mr. Thornhill, Judge of Furruckabad, who decided 117 original suits himself. The explanation given by Mr. Thornhill of this circumstance was held by the Court not to be sufficient, and they consider that Mr. Thornhill in transferring to his own file without adequate cause so many original suits, many of them of small value, whereby the number of cases appealable to the Sudder Court has been greatly increased, acted injudiciously and without due regard to the principle laid down by the Court in respect to the disposal of original suits by the Zillah Judges.

The number of original suits decided by the Zillah Judges almost the same as last year, owing to the large number decided by Mr. Thornhill.

Mr. Thornhill's special attention called to this matter.

The Court have accordingly directed Mr. Thornhill's special attention to this matter.

Some of the Judges have stated that they confined their selection of original suits for disposal to those of a value exceeding Rs. 5,000, or in which some of the parties were Europeans or Eurasians; but many of the Judges, the Court regret to observe, have paid little attention to the Court's instructions on this subject. They have been, however, specially cautioned to exercise a more judicious discretion during the present year.

Some of the Judges attended to the instructions of the Court, but many did not.

66. It will be observed from the preceding Statement that Furruckabad, which now stands first on the list with reference to the combined pressure of Civil and Criminal duties, was also first in 1862, and Azimgurh, which is now second, was then fourth in order, Goruckpore, which is now third, being then twelfth. Moradabad was the lightest District in 1862, whereas Mirzapore is now in that position, and Bareilly, which was second lightest in 1863, was fourteenth in the list in 1862.

In 1862, the greatest amount of *Civil and Criminal* work performed by the Judges of Azimgurh, Allahabad, Furruckabad, and Jounpore; in 1863, by those of Furruckabad, Azimgurh, Goruckpore, and Jounpore.
Mirzapore the lightest District in 1863, and Moradabad in 1862.

67. The following Statement indicates the results of the Appeals preferred to the Sudder Dewanny Adawlut from the decisions of the Zillah Judges:—

Appeals preferred to Sudder Court from decisions of the Zillah Judges.

Names of Judges.	Zillah.	Number of original suits and appeals finally decided by the Judge during the twelve months, commencing the last quarter of 1862 and the three first quarters of 1862.	Number of appeals from those decisions to Sudder Dewanny Adawlut, Regular and Special, preferred in the twelve months of 1863.	Percentage of appeals to cases and appeals decided.	Number of cases decided by the Sudder Dewanny Adawlut during the year 1863.	Number Affirmed.	Number modified or Reversed.	Percentage of cases modified or reversed to total number decided by the Sudder Dewanny Adawlut.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.
Mr. A. Ross, ...	Azimgurh, ...	773	265	34·	77	50	27	35·	
„ W. J. R. Carnac, ...	Ghazeepore, ...	108	74	68·	37	18	19	51·	
„ J. R. Best, ...		37	3	8·	...	...	...	...	
„ G. D. Turnbull, ...	Meerut, ...	...	10	...	8	7	1	12·	
„ R. Spankie, ...		399	189	47·	64	46	18	28·	
„ F. B. Pearson, ...	Cawnpore, ...	...	62	...	46	39	7	15·	
„ G. E. Lance, ...		269	63	23·	1	1	...	...	
„ J. H. Batten, ...	Mynpoorie, ...	99	51	51·	23	17	6	26·	
„ H. Lushington, ...		106	29	27·	1	...	1	100·	
„ F. Thompson, ...		89	24	27·	...	...	...	...	
„ R. H. W. Dunlop, ...	Bareilly, ...	300	68	22·	6	3	3	50·	
„ H. Vansittart, ...		...	26	...	26	9	17	65·	
„ J. F. D. Inglis, ...		...	7	...	6	4	2	33·	
„ W. Edwards, ...	Benares, ...	...	57	...	49	15	34	69·	
„ C. Horne, ...		147	108	73·	42	16	26	63·	
„ A. Swinton, ...	Goruckpore, ...	55	56	...	31	21	10	32·	
„ C. R. Lindsay, ...		365	104	28·	23	16	7	30·	
„ F. P. Buller, ...	Furruckabad, ...	...	1	...	1	1	...	...	
„ F. M. Lind, ...		240	189	78·	97	65	32	33·	
„ M. B. Thornhill, ...		567	109	19·	1	...	1	100·	
„ S. J. Becher, ...	Seharunpore, ...	208	69	33·	31	26	5	16·	
„ H. B. Henderson, ...	Jounpore, ...	225	52	23·	7	5	2	28·	
„ W. S. Paterson, ...	Agra, ...	135	72	53·	23	12	11	48·	
„ H. P. Fane, ...	Mirzapore, ...	222	64	28·	9	7	2	22·	
„ J. S. Dumergue, ...	Allygurh, ...	...	36	...	35	18	17	48·	
„ W. J. Bramly, ...		245	84	34·	7	2	5	71·	
Hon'ble R. A. J. Drummond,	Shahjehanpore,	295	141	47·	34	20	14	41·	
Mr. G. Edmonstone, ...	Futtehpore, ...	286	99	63·	86	36	50	58·	
„ E. J. Boldero, ...			82		...	...	...	...	
„ A. Shakespear, ...	Moradabad, ...	...	10	...	10	8	2	20·	
„ J. Power, ...		178	31	18·	1	...	1	100·	
„ R. Money, ...		...	3	...	3	1	2	66·	
„ G. P. Money, ...	Allahabad, ...	318	143	46·	22	18	4	18·	
„ H. G. Keene, ...			6		...	...	...	...	
„ W. P. Masson, ...		...	21	...	18	12	6	33·	
	Total, ...	5,666	2,408	42·	825	493	332	40·	
	Average, ...	314	133	42·	45	27	18	40·	

Out of 5,666 original suits and Appeals finally decided by the Judges during the last quarter of 1862 and first three quarters of 1863, 2,408, or 42 per cent., were appealed to the Court, as compared with only 20 per cent. in the previous year. This proportion is very large.

42 per cent. of the decisions of Zillah Judges appealed to the Court in 1863, and 20 per cent. in 1862.

Omitting the returns where the number of decisions was exceptionally small, the smallest proportion of cases appealed to the Court was shewn by Messrs. Thornhill, Dunlop, Lance, and Henderson, and the largest by Messrs. Lind, Horne, Carnac, and Boldero.

The lowest proportion of Appeals attained by Messrs. Thornhill, Dunlop, Lance, and Henderson; and the highest by Messrs. Lind, Horne, Carnac, and Boldero.

68. Out of 825 cases disposed of by the Court in appeal, 493 were confirmed, and 332, or 40 per cent., reversed or modified, as contrasted with 38 per cent. in 1862.

40 per cent. of the above reversed or modified in 1863, against 38 per cent. in 1862.

The best results in this respect were those exhibited by Messrs. Spankie, Becher, and G. P. Money; and the worst by Messrs. Horne, Vansittart, and Edmonstone.

The best results were those of Messrs. Spankie, Becher, and Money; and the worst by Messrs. Horne, Vansittart, and Edmonstone.

69. Similar details in regard to the work of the Principal Sudder Ameens will be seen in the following returns:—

Appeals preferred to the Sudder Court from the decisions of the Principal Sudder Ameens.

Zillah.	Name of Principal Sudder Ameen.	Ratio per Cent.			Remarks
		Appeals to cases decided.	Of decisions modified or reversed.		
			To number of Appeals tried.	To number of cases decided.	
Furruckabad, ...	Cazee Inayut Hossein Khan, ...	48	4.	13	
Shahjehanpore, ...	Debee Dial, ...	46	4.	13	
Ditto, ...	Rai Jowala Pershad, ...	43	40.	15	
Jounpore, ...	Hussun Ruza Khan, ...	34	34.	7	
Mynpoorie, ...	Momin Ulee Khan, ...	34	21.	4	
Benares, ...	Mr. R. H. Smith, ...	33	16.	4	
Agra, ...	„ V. Berkely, ...	32	18.	8	
Allygurh, ...	Rai Kanjee Sahoy, ...	31	25.	22	
Bareilly, ...	Moonshee Kasim Ulee Khan, ...	28	1.	2	
Agra, ...	Moulvee Mahomed Buksh, ...	28	5.	6	
Azimgurh, ...	Abdool Azeez Khan, ...	27	33.	6	
Goruckpore, ...	Mohamed Usud Oollah Khan, ...	26	8.	1	
Cawnpore, ...	Mahomed Abdoollah Khan, ...	24	5.	17	
Ghazeepore, ...	Syud Ahmud Khan, ...	23	38.	2	
Seharunpore, ...	Sookhbasee Lall, ...	23	47.	7	
Mirzapore, ...	Hubeeb Oollah Khan, ...	19	18.	1	
Moradabad, ...	Mahomed Hussun Khan, ...	19	24.	8	
Allahabad, ...	Khoorsheid Ulee Khan, ...	17	24.	3	
Meerut, ...	Syud Pygumber Buksh, ...	24	2.	2	
Bundelkhund, ...	Soondur Lall, ...	9	26.	3	
		25·	29·	5	

Twenty-five per cent. of the cases disposed of by the Principal Sudder Ameens were appealed to the Court, and in the appeals disposed of 29 per cent. of the orders passed were either reversed or modified. The results are most favorable to Kasim Ulee Khan, Principal Sudder Ameen of Bareilly; Syud Pygumber Buksh, Principal Sudder Ameen of Meerut; Mahomed Ussudoollah Khan, Principal Sudder Ameen of Goruckpore; and Moulvee Mahomed Buksh, Principal Sudder Ameen, of Agra; and the least so, to the late Doobe Jowala Pershad, Principal Sudder Ameen of Shahjehanpore; Sookbasee Lall, Principal Sudder Ameen of Saharunpore; and Rai Kanjee Sahoy, Principal Sudder Ameen of Allygurh.

25 per cent. of the Decisions of the Principal Sudder Ameens appealed, and 29 per cent. of those disposed of reversed or modified.

The best results are those of Kasim Ali Khan, Syud Pygumber Buksh, Mahomed Ussudoollah Khan, Moulvee Mahomed Buksh; and the worst those of the late Doobe Jowala Pershad, Sookbasee Lall, and Rai Kanjee Sahoy.

70. The following Table exhibits the comparative amount of work performed by each Principal Sudder Ameen in these Provinces per month during the past year :—

Comparative amount of work performed by the Principal Sudder Ameens.

Number.	Zillah.	Name.	Average number of original cases and appeals, reckoning 3 to 1 original suit, decided on Merits and *Ex parte* per mensem.	Remarks.
1	Benares, ...	Mr. R. H. Smith, ...	40	
2	Agra, ...	Mahomed Buksh, ...	37	
3	Banda, ...	Rai Soonder Lall, ...	35	
4	Cawnpore, ...	Mahomed Abdoollah Khan, ...	35	
5	Mirzapore, ...	Hubeeb Oollah Khan, ...	31	
6	Meerut, ...	Syud Pygumber Buksh, ...	31	
7	Moradabad, ...	Mahomed Hussun Khan, ...	24	
8	Azimgurh, ...	Abdool Azeez Khan, ...	23	
9	Goruckpore, ...	Moo'tee Usud Oollah Khan, ...	22	
10	Ghazeepore, ...	Syud Ahmud Khan, ...	20	
11	Allygurh, ...	Roy Kanjee Sahoy, ...	19	
12	Shahjehanpore, ...	Rai Debee Dial, ...	* 18	* Besides Moonsiff's work.
13	Moradabad, ...	Mahomed Hussun (Sudder Ameen), Officiating, ...	17	
14	Allahabad, ...	Mahomed Khoorsheid Ulee Khan, ...	16	
15	Jounpore, ...	Mahomed Hussun Ruza Khan, ...	16	
16	Seharunpore, ...	Sookbasee Lall, ...	15	
17	Bareilly, ...	Mahomed Kasim Ulee Khan, ...	15	
18	Furruckabad, ...	Cazee Inayut Hossein Khan, ...	14	
19	Mynpoorie, ...	Sheikh Momin Ulee Khan, ...	13	
20	Shahjehanpore, ...	Doobe Jowala Pershad, ...	10	
21	Agra, ...	Mr. V. Berkeley, Judge Small Cause Court,	1	

Mr. Smith, Mahomed Buksh, Roy Soondur Lal, and Mahomed Abdoollah, performed most work.

The Statement shews that Mr. R. H. Smith, Principal Sudder Ameen of Benares, disposed of the largest amount of work, *viz.*, 40 cases on an average, on their Merits and *Ex parte*, per mensem.

Mahomed Buksh, Principal Sudder Ameen of Agra, Roy Soondur Lall, Principal Sudder Ameen of Banda, and Mahomed Abdoollah, Principal Sudder Ameen of Cawnpore, likewise performed a large quantity of Civil business.

71. The results of the Appeals preferred from the decisions of the Sudder Ameens and Moonsiffs, calculated by the number of cases disposed of by each Officer on the Merits and *Ex parte*, were as follows :—

Results of Appeals from orders of Sudder Ameens and Moonsiffs.

Court.	Number of suits decided on Merits and *Ex parte*.	Number of cases appealed.	Appeals modified and reversed.	Appeals confirmed.	Percentage			Remarks.
					Of cases appealed to decided on Merits and *Ex parte*.	*Of cases reversed and modified.*		
						To number of appeals decided.	To number of cases decided on merits and *Ex parte*.	
Sudder Ameens, ...	1,655	675	188	548	41·	26·	11·	
Moonsiffs, ...	23,568	4,230	1,419	2,643	18·	35·	6·	

41 per cent. of Sudder Ameens' cases, and 18 per cent. of Moonsiffs' cases, were appealed.

The proportion of decisions appealed in these two grades of Courts was 41 and 18 per cent. respectively. The first of these percentages is very high.

26 per cent. of Sudder Ameens' orders, and 35 per cent. of Moonsiffs' orders, reversed or modified in appeal.

The percentage of orders reversed or modified to the number of appeals decided, 26 and 35 per cent., was very moderate as regards the Sudder Ameens, and not excessive in respect to the Moonsiffs.

Classification of Districts according to amount of work performed by the Moonsiffs.

72. In the following return, the Districts are arranged according to the average number of cases decided monthly by the Moonsiffs in each, on their Merits and *Ex parte* :—

Number.	Zillah.	Average number of cases decided on Merits and *Ex parte* per mensem per Moonsiff.
1	Azimgurh,	66·
2	Allahabad,	55·
3	Mirzapore,	46·
4	Meerut,	41·
5	Furruckabad,	40·
6	Jounpore,	40·
7	Mynpoorie,	38·
8	Cawnpore,	36·
9	Allygurh,	36·
10	Ghazeepore,	35·
11	Bareilly,	31·
12	Moradabad,	31·
13	Agra,	28·
14	Goruckpore,	24·
15	Seharunpore,	23·
16	Shahjehanpore,	18·
17	Futtehpore,	15·

In 12 Districts the Moonsiffs have exceeded the Court's minimum standard of working.
In 5 they have fallen short.
In some of these last Districts litigation has been unfavorably influenced by the late reduction in the number of Moonsiffees.

In 12 Districts the Moonsiffs have exceeded the minimum rate of work prescribed by the Court (30 cases monthly on their merits and *ex parte*), while in the remaining 5* Districts they have fallen short of this standard. In some of these latter Districts, *e. g.*, in Agra and Goruckpore, the Court believe that the income of litigation has been injuriously affected by the reduction in the number of Moonsiffees in these Districts, which was carried out early in the year 1862: but a separate Report will be submitted on this subject.

* There are now no Moonsiffs in the Benares District.

73. The following Statement exhibits a classification of the suits instituted in the North Western Provinces during the past year, according to the nature of the claims preferred :—

Classification of suits according to nature of claims.

1.	2.	3.	4.	5.	6.	7.	8.	9.
Division.	Zillah.	*Number of suits instituted for*					Proportion of suits for real property to total suits.	Proportion of suits for bond debt to total suits.
		Land Rent.	Real Property.	Debts on Bond.	Other Suits.	Total.		
Meerut, ...	Seharunpore, ...	39	159	2,495	981	3,674	4·	68·
	Meerut, ...	...	195	2,745	482	3,422	6·	80·
	Allygurh, ...	...	143	2,625	650	3,418	4·	77·
Rohilcund,	Moradabad, ...	52	433	3,602	1,045	5,132	8·	70·
	Bareilly, ...	110	405	3,450	662	4,627	9·	75·
	Shahjehanpore, ...	44	127	1,688	620	2,479	5·	68·
Agra, ...	Agra, ...	...	193	2,141	327	2,661	7·	80·
	Mynpoorie, ...	...	240	2,562	500	3,302	7·	78·
	Furruckabad, ...	1	243	2,606	1,206	4,056	6·	64·
Allahabad.	Cawnpore, ...	...	106	1,240	428	1,774	6·	70·
	Futtehpore, ..	...	86	1,482	538	2,106	4·	70·
	Allahabad, ...	...	91	834	360	1,285	7·	65·
Benares, ...	Goruckpore, ...	...	1,134	1,020	826	2,980	38·	34·
	Azimgurh, ...	...	593	732	880	2,205	27·	33·
	Jounpore, ...	...	157	642	897	1,696	9·	38·
	Mirzapore, ...	10	91	974	517	1,592	6·	61·
	Benares, ...	41	137	141	194	513	27·	27·
	Ghazeepore, ...	...	250	1,308	1,432	2,990	8·	44·
	Total, ...	297	4,783	32,287	12,545	49,912	10·	65·

Out of 49,912 regular original suits instituted in 1863, 32,287, or 65 per cent., were based on bond debts, which closely approximates to the proportion, 64 per cent., which obtained in 1862, and 4,783 suits were claims to real property, a proportion of 10 per cent. on the whole, which is also nearly the same (9 per cent.) as in 1862.

65 per cent. based on bond debts, and 10 per cent. were claims to *real* property.

In the Benares Division, as in previous years, the proportion of suits founded on bond debts was comparatively small. In the Districts of Goruckpore and Azimgurh, a very large proportion of the litigation always refers to real property, the proportion being 38 and 27 per cent. respectively. In Benares, also, the proportion of this Class of cases was very large

In the Benares Division the proportion of cases of bond debts comparatively small.
In Goruckpore and Azimgurh 38 and 27 per cent. of the litigation refers to *real* property.
In Benares, also, 27 per cent. were claims to *real* property.

(27 per cent.)

Muzkoorie and Tulubanna Returns.

47. *Muzkoorie and Tulubana Returns.*

Zillahs.	Number of Peons.	Amount of Tulubana realized, after payment of a quarter to the Nazir of the Court.	Amount of salary of Peons.	Surplus at the close of the year.	Deficit.	Net Surplus.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.
		Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Seharunpore, ...	163	10,352 5 0	9,697 13 0	654 8 0	0 0 0		
Meerut, ...	136	12,015 6 0	8,813 13 8	3,201 8 4	0 0 0		
Allygurh, ...	101	9,380 9 10	6,530 7 3	2,850 2 7	0 0 0		
Moradabad, ...	255	17,708 0 9	17,484 2 11	718 13 6	494 15 8		
Bareilly, ...	216	14,291 12 6	13,247 14 10	1,103 15 2	60 1 6		
Shahjehanpore,	87	6,810 0 11	5,577 5 1	1,287 3 9	54 7 11		
Agra, ...	178	11,977 2 3	11,405 4 8	645 4 1	73 6 6		
Furruckabad, ...	131	9,848 6 3	8,356 11 8	1,701 3 1	209 8 6		
Mynpoorie, ...	150	10,621 15 3	9,566 6 0	1,055 9 3	0 0 0		
Cawnpore, ...	73	5,351 13 6	4,839 12 2	512 1 4	0 0 0		
Futtehpore, ...	90	7,176 4 0	5,148 0 3	2,028 3 9	0 0 0		
Allahabad, ...	88	6,394 8 9	5,871 6 8	523 2 1	0 0 0		
Goruckpore, ...	339	19,941 7 9	18,400 11 5	1,608 9 7	67 13 3		
Azimgurh, ...	108	7,389 3 9	6,684 3 1	705 0 8	0 0 0		
Jounpore, ...	86	5,407 1 3	5,217 10 2	189 7 1	0 0 0		
Mirzapore, ...	76	5,678 2 6	5,029 5 9	648 12 9	0 0 0		
Benares, ...	20	2,683 15 3	1,733 12 6	950 2 9	0 0 0		
Ghazeepore, ...	108	8,634 1 3	6,337 8 2	2,296 9 1	0 0 0		
Total, ...	2,405	1,71,662 4 9	1,49,942 5 3	22,680 4 10	960 5 4	21,719 15 6	
Average, ...	133	9,536 12 8	8,330 2 0	1,260 0 3	53 5 7	1,206 10 8	

There was a net surplus of Rs. 21,719-15-6 at the close of 1863, after deducting the Nazir's one-fourth share of the fees *(meeran*)* and all other expenses.

Net surplus of Rs. 21,719-15-6 at end of year.

The appropriation of this will be separately reported on.

As the appropriation of this surplus will form the subject of a separate communication to Government, the Court will not enlarge on the matter in this letter. Instructions have been issued for the reduction of the number of Peons in those Courts which exhibited a deficit at the close of the year. The provisions of Act XI. of 1863 have been put in force from the beginning of the present year, and the Court have every reason to believe that the system therein prescribed, which is founded on the same principle as that hitherto in force, will work satisfactorily.

Act XI. of 1863 put in force on 1st January, 1864.

* Now abolished by Act XI. of 1863.

75. The details of the Income of Stamp Revenue in the subordinate Civil Courts, as contrasted with the costs of these Courts and their Establishments, are exhibited below:—

Stamp Returns.

Zillah.	Aggregate value of Stamps filed in subordinate Civil Courts.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judges and Establishment, exclusive of the Zillah Judges.	Surplus.	Loss to Government.	Net gain to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Saharunpore, ...	43,279 5 0	2,216 8 0	41,062 13 0	20,400 0 0	20,662 13 0	0 0 0		
Meerut, ...	45,144 8 0	726 8 0	44,418 0 0	17,383 0 0	27,035 0 0	0 0 0		
Allygurh, ...	44,864 12 0	686 8 0	44,178 4 0	20,485 0 0	23,966 8 0	273 4 0		
Moradabad, ...	47,286 4 0	1,296 0 0	45,990 4 0	27,840 0 0	19,923 4 0	1,778 0 0		
Bareilly, ...	52,848 12 6	1,082 0 0	51,766 12 6	26,788 0 6	24,978 12 0	0 0 0		
Shahjehanpore,	22,670 6 0	299 0 0	22,371 6 0	24,437 0 6	2,138 9 3	4,204 3 9		
Agra, ...	36,016 15 0	486 0 0	35,530 15 0	15,366 9 0	20,164 6 0	0 0 0		
Furruckabad,...	40,077 5 0	586 8 0	39,490 13 0	21,798 0 0	17,692 13 0	0 0 0		
Mynpoorie, ...	32,093 8 0	372 8 0	31,721 0 0	21,736 10 9	9,984 5 3	0 0 0		
Cawnpore, ...	29,513 8 6	915 0 0	28,598 8 6	11,880 0 0	16,718 8 6	0 0 0		
Futtehpore, ...	20,425 0 0	108 0 0	20,317 0 0	14,329 2 8	6,179 5 4	191 8 0		
Allahabad, ...	32,352 9 0	318 0 0	32,034 9 0	10,746 10 8	21,287 14 4	0 0 0		
Gorucknore, ...	39,876 1 0	160 0 0	39,716 1 0	21,837 15 10	18,378 1 2	0 0 0		
Azimgurh, ...	26,962 0 0	189 0 0	26,773 0 0	16,440 0 0	10,333 0 0	0 0 0		
Jounpore, ...	23,062 7 0	283 0 0	22,779 7 0	15,240 0 0	7,539 7 0	0 0 0		
Mirzapore, ...	21,689 0 0	535 8 0	21,153 8 0	12,831 0 0	8,822 2 0	0 0 0		
Benares, ...	33,716 4 0	308 0 0	33,408 4 0	9,000 0 0	24,408 4 0	0 0 0		
Ghazeepore, ...	39,507 6 0	534 0 0	38,973 6 0	21,627 0 0	17,346 6 0	0 0 0		
Total,...	6,31,385 15 0	11,102 0 0	6,20,283 15 0	3,29,116 7 11	2,97,614 6 10	6,446 15 9	2,91,167 7 1	
Average,...	35,076 15 11	616 12 6	34,460 3 6	18,284 3 11	16,534 2 2	358 2 7	16,175 15 7	

Excluding the Courts of the Zillah Judges, Stamps aggregating in value Rs. 6,31,385 were filed in the subordinate Civil Courts of these Provinces, as compared with Rs. 5,50,887 in the previous year, when the number of cases instituted was fewer. From the above, Rs. 11,102 were ordered to be refunded on account of Razeenamahs, as contrasted with Rs. 36,205 in 1862. This diminution in the amount of refunds is evidently due to the change of Law whereby no more than half of the Stamp affixed on plaints are now returned to the Plaintiffs in cases compromised. The cost of the salaries of the subordinate Judges and their Establishments amounted to

Value of Stamps filed Rs. 6,31,385 in 1863, and Rs. 5,50,887 in 1862.

Refunds Rs. 11,102,

Cause of diminution of these.

Costs of subordinate Courts' salaries, &c., Rs. 3,29,116.

Net gain to Government Rs. 2,91,167, as compared with Rs. 1,82,490 in 1862.

Rs. 3,29,116, so that the net gain to Government from the income of Stamps alone in these Courts amounted to Rs. 2,91,167, as compared with Rs. 1,82,490 in the previous year.

76. During the year under report, 58,413 original suits and appeals, of an aggregate value of Rs. 3,07,21,313, were disposed of; the costs upon which amounted to Rs. 17,81,253. The average value of each suit thus amounted to Rs. 526, and the average cost to Rs. 30. As observed in former years, 89 per cent. of these costs are prescribed by Law, so that little discretion is left in the hands of the Officers presiding in the Judicial Courts in respect to this matter. The percentage of the costs to value of each suit amounted to Rs. 6. This result, as also the very large proportionate value of each suit was due to the exceptionally large value (Rs. 1,53,65,031) of the suits instituted in Meerut, in which District the total value of two suits alone amounted to Rs. 1,36,00,000.

58,413 original suits and appeals, valued at Rs. 3,07,21,313, disposed of. The costs were Rs 17,81,253. Average value per suit Rs. 526: average cost Rs. 30.

89 per cent. of the costs prescribed by law.

Percentage of costs to value was Rs. 6.

Exceptionally large value of two suits in Meerut affected the general averages.

Sudder Court's files.

77. The condition of the files of the Sudder Court is exhibited in the following table:—

	Pending on 1st January.		Admitted.		Disposed of.		Pending on 31st Dec.	
	1862.	1863.	1862.	1863.	1862.	1863.	1862.	1863.
Regular, ...	148	296	239	223	91	159	296	360
Increase, ...	...	148	...	...	...	63	...	64
Decrease, ...	...	...	...	16	...	...	...	...
Special, ...	762	1,420	1,415	1,740	787	1,091	1,420	2,069
Increase, ...	...	658	...	295	...	304	...	649
Decrease, ...	...	...	...	...	...	...	...	...
Total Increase, ...	...	806	...	295	...	372	...	713
Total Decrease, ...	...	...	...	16	...	...	...	...

296 Regular Appeals were pending at the close of 1862, and 223 cases were instituted during the year 1863, as contrasted with 239 in 1862, shewing a total of 519 Regular Appeals for disposal. Of these, 159 were disposed of, as compared with 91 disposed of in 1862, leaving a balance of 360 pending on the file at the close of the year, or an increase of 64. On the date of despatch of this address the number of regular appeals pending had been reduced to 336.

REGULAR APPEALS.

Pending at close of 1862.	*Instituted during year.*	*Total.*	*Disposed of.*	*Pending at close of 1863.*
296	223	519	159	360

78. The number of *Special* Appeals on the Court's file at the close of 1862 amounted to 1,420, and 1,740 more were instituted in 1863, as compared with 1,415 in 1862, giving 3,160 for disposal. Of which 1,091 were disposed of, as compared with 787 disposed of in 1862, leaving 2,069 on the file at the close of the year 1863, being an increase of 649.

SPECIAL APPEALS.

Pending at close of 1862.	*Instituted during year.*	*Total.*	*Disposed of.*	*Pending at close of 1863.*
1,420	1,740	3,160	1,091	2,069

79. The heavy arrears existing on the Court's file has formed the subject of a detailed correspondence with Government during the past year, and I am desired to refer His Honor the Lieutenant Governor to my letters No. 1719, dated 24th September, 1863, and No. 130, dated 18th January, 1864, as containing an expression of the Court's latest views on the subject. The matter, the Court believe, is still under the consideration of the Government of India. Under

On the subject of the heavy arrears on the Court's own file, Government referred to Register's letters No. 1719, of 24th September, 1863, and 130 of 18th January, 1864.

The matter now before Government.

these circumstances, it would be out of place to advert further to the subject in this Administration Report.

The Court's rate of work considerably improved by the recent appointment of extra translators.

The Court note that the late increase in their Translation Staff has already been productive of a considerable improvement in their rate of disposal of the appeals which come before them; in illustration of which they would observe that, on the date of the despatch of this Report, the number of *special* appeals on the file had been reduced to 1730.

80. The results of the appeals which were disposed of by the Sudder Court will be seen below:—

Appeals.	Dismissed on Default.		Adjusted or withdrawn.		Confirmed.		Amended.		Reversed.		Remanded.	
	1862.	1863.	1862.	1863.	1862.	1863.	1862.	1863.	1862.	1863.	1862.	1863.
Regular, ...	2	3	5	2	54	83	14	13	10	48	6	10
Special, ...	8	42	17	9	484	666	19	25	149	141	110	208

Results of Appeals:

45 per cent. of the Regular Appeals disposed of were either reversed, modified, or remanded, as compared with 33 per cent. in 1862.

Of 159 Regular Appeals disposed of, 83 were confirmed, 3 dismissed on default, 2 adjusted or withdrawn, 48 reversed, 13 modified, and 10 remanded for trial. The percentage of the three last results, *i. e.*, of cases reversed, modified, and remanded to the total number of *Regular* Appeals disposed of was 45 per cent., as compared with 33 per cent. in 1862.

34 per cent. of the *Special* Appeals disposed of were either reversed, modified, or remanded, as compared with 35 per cent. in 1862.

81. Out of 1,091 *Special* Appeals disposed of by the Court, 666 were confirmed, 42 dismissed on default, 9 adjusted or withdrawn, 141 reversed, 208 remanded, and 25 modified. The percentage of cases reversed, modified, and remanded was thus 34 per cent., as contrasted with 35 per cent. in the previous year.

Cause of large proportion of cases remanded in Appeal explained.

82. His Honor will observe that there has been a considerable increase in the proportion of cases remanded on Special Appeal. This has been due in a great measure to the inexperience of some of the Judicial Officers, who not unfrequently recorded inconclusive decisions, failing to determine the real issues for trial. The Court, I am to remark, are not legally competent, if it were otherwise possible from the evidence on the record, to decide these cases themselves; but they have during the past year drawn the attention of the Zillah Judges and Principal Sudder Ameens to the evils arising from the neglect of the provisions of Section 359 Act VIII. of 1859, and trust that the number of these cases may be proportionately less during the current year.

Measures taken to remedy this.

The Court consider the results of the Administration of Civil Justice in 1863 to be generally satisfactory.

83. On the whole, the Court desire me to express their opinion that the results of the Administration of Civil Justice in the North Western Provinces during the year 1863 were generally satisfactory, and creditable to the Judicial Officers employed.

I have the honor to be,

Sir,

Your most obedient Servant,

JAMES SIMSON,

Register.

Agra:
The 26th February, 1864.

APPENDIX A., TO COURT'S REPORT TO GOVERNMENT FOR 1863.

—o—

EXTRACT paras. 6 to 17 of a letter from R. H. W. Dunlop, Esq., C. B., Officiating Judge of Bareilly, submitting his Report on the Administration of Civil Justice in that District during the year 1863.

Para. 6.—With reference to the working of Act X. of 1859, and its supplemental enactment, Act XIV. of 1862, it is, I believe, the desire of the Court that the question should be fully and honestly discussed without reticence or evasion, and full reports on the subject have, with the Court's sanction, been called for from all Judges by the Sudder Board of Revenue also.

7. Looking to the various readings of Act X. of 1859 which have received the sanction of superior experience and legal judgment during the year, I consider that the several Collectorate Officers who have administered its provisions deserve credit for the extent to which a just and uniform practice has been maintained. The only points on which I find a discrepance of practice to exist is in questions of increase and decrease of rent.

8. The remarks which I have to make on the operation of this Act will relate of course especially to the locality in which I have had to administer the law, for, while in Bengal and the permanently-assessed Districts, the class of Khood-Kasht Ryots have been distinctly separated from every other class of tenants, and obtained both the advantages and disadvantages which immutability of rent and a class of middlemen engender, those who here hold a somewhat parallel position run a risk of serious injury by indiscriminate classification with persons having but very inferior claims.

9. Act X. of 1859 was designed by a legislator intimately acquainted with the revenue system of this country, fully alive to the defects which had occurred from faulty procedure and practice, or exaggerated convictions as to the stability or permanence of tenants' rights under the changeable Native governments of old, whether those of external conquerors or internal robbers, *but also* fully alive to the strength of local prejudices or indigenous prepossession in favor of tenancy rights, *i. e.*, he was sensible alike of the unnatural and unhealthy inculus on the soil which had been created in alienating from the capitalist landholder a material portion of his property in favor of tenants, who had by precedent been allowed to assume hereditary rights for a 12 years' occupancy, and who, if allowed a stereotyped tenure thereof, became naturally middlemen with every cause for stagnation present, every promise for progress excluded from their condition: but was also sensible of the impolicy of confiscating abruptly what are vested rights in the Revenue system of this country very much older than mere 12 years' tenancies.

10. I believe that Act X. and its supplement, as interpreted and administered by the great majority of Civilian Judges, has had, and would have, a most beneficial effect on land tenures throughout these Provinces—that it is just and liberal as regards both Zemindars and sub-tenants—being assuredly, even under our more moderate interpretation, a very advanced measure of reform in favor of the Zemindar over the procedure and practice which it immediately supplanted. I have already stated my views on that point in the published Annual Civil Report for 1862. I believe, however, that all Judges who have had Revenue Administration experience have recognized the fact that the occupancy and hereditary rights of tenants, as alluded to in the Act, have a real and tangible significance. As a matter of course, the percentage of discount on rack-renting, which measures the exact value of such occupancy, differs in different Districts, differs in

different localities of the same District, and differs, in short, in accordance with the antecedents of the occupancies. Thus the clearers of jungle, the pioneers of improvement in the Terai, leave their newly-made fields to their heirs at more favorable rates than those who simply hired for cultivation lands already cleared.

11. I repeat that both my predecessor and myself hailed Act X. as a judicious measure of reform in so far as it swept away the abuses engendered by former procedure, and practically annihilated the stagnant and stereotyped tenancies formerly allowed for a simply 12 years' occupancy, while at the same time it left the judicature free to protect, if not intact, which was not to be desired, at any rate in a modified form, the vested interests of those who had held their farms for centuries or by generations of descent, who had invested labor and capital in the first reclamation of their lands, and whose rights no "Zemindar" under the common law of the country would dream of disputing.

12. But the decisions which have recently reached us from the High Court in Calcutta appear to me to prove that, in the opinion of practised lawyer Judges, the wording of the Act is, legally speaking, insufficient for its recognized purport here, and that it leaves the hereditary cultivators without any rights whatever as to the point up to which the rent of their land may be raised excepting that common to all the world, its fair or unfair market value, or, as the Vakeels of this Court do not hesitate to express it, all right of occupancy or hereditary tenancy is now practically abrogated ("Munsookh") by the orders of the High Court.

13. To understand thoroughly the position of this question, I believe it is necessary to hold distinctly in view the condition under which the tenancy rights by the Revenue system of the North-West were recorded, under which also they were generated, prior to the permanent settlement in Bengal, and which should, in common right and justice, ensure their being recognized here to-day, not I say in the person of 12 years' occupants, but in that of those who would in Bengal have been Khood-Kasht Ryots.

14. The system very common among English planters, land purchasers, and others, of arguing on the principles of English freehold property leads to much false and inappropriate reasoning, the freehold interest being with Government alone. The Zemindars who so determinately insist on their indefeasible right to practise free and unfettered trade as between themselves and their tenants, are, properly speaking, if their own exorbitant bill of claims be strictly taxed, reduced to the position of a superior class of hereditary tenant or "Mowroosee Assamees" merely, their rents, whether permanent or for a period, were fixed at moderate rates, based in part on the limited dues to be realized from their hereditary tenants. As such only were their estates conferred on them in perpetuity, and the origin of their rights made them for ever inseparable from those of that yeomanry whose interests were as genuine and whose tenancies often as old as their own.

15. In the Judgment delivered by Sir Barnes Peacock in the case of Mr. J. Hills (Plaintiff) Appellant, *versus* Ishur Ghose (Defendant) Respondent, we find,—

"The ryot contends that a share of the net profits ought to have been reserv-
"ed for him, that he, being a ryot possessing a right of occupancy, had an in-
"terest in the land. The present case is that of a ryot having a mere right
"of occupancy, and not a right to hold at a fixed rate of rent. It is a
"mistake to suppose that such a ryot has any interest in the land which
"gives him a right to a share of the rent. He has merely a right to occupy
"the land in preference to any other tenant so long as he pays a fair and
"equitable rent."

16. I feel convinced that some precaution against the universal acceptation of this precedent in the North West Provinces is necessary, for although no precedent can take precedence of the law itself, and the more independent of our Judges may, reading the law as it stands, find, that the precedent of the High Court, though applicable in Bengal, does not properly apply to certain of our North West cases, in which persons having merely a right of occupancy (not holding at fixed rates) have nevertheless an interest in the land, and a right to a share of the rent, yet others will unquestionably accept the ruling as absolute, and it will if followed to any extent assuredly lead, in these Provinces at least, to much agrarian discontent.

17. When declaring the difficulties which attend the practical working of any law, I presume that it will not be deemed foreign to the function of a mere administrator to indicate any practical remedies which may suggest themselves, and in this belief I would advance the opinion that, the fixing of 12 years only, as a term of holding creating a right of occupancy is arbitrary and unjust. It was not originated by Act X., as the opponents of that enactment assert, but was quoted in it in a modified form. Its evil action was restrained by Act X. In practice indeed it has proved to be very much mitigated, if not absolutely destroyed by it, but the 12 years' term is neither based on English nor Indian principles; let it, then, be altered to a period which will not outrage the prejudices or unfairly affect the rights of landholders, and then let the terms hereditary tenancy and right of occupancy, or their values, be unmistakably declared, the discount on Rack-renting (or the auctioneering estimate of fair and equitable market values), which is involved in those expressions, should be clearly defined. This is the only radical remedy, but it is meanwhile in the power of the Revenue Board to direct that Settlement Officers shall, after analysing the antecedents of such hereditary tenures, declare their rights and its discount value, not however, by declaring a fixed rental, which I deprecate as being bad policy. A clause may then be introduced into the village administration papers, which would ensure the recognition of the arrangement at once by our Law Courts.

(True Extract.)

JAMES SIMSON,

Register.

CIVIL.

No. 1. .

ABSTRACT STATEMENT shewing the number of Original Suits instituted and disposed of in the Courts of the Moonsiffs in the North Western Provinces, during the years 1859, '60, '61, '62, and '63, inclusive.

	1859.	1860.	1861.	1862.	1863.
Depending on 1st January, ...	14,468	9,257	6,613	15,302	3,450
Instituted during the year, ...	59,659	50,644	98,165	34,132	42,133
Received by transfer, ...	1,502	944	3,058	3,180	583
Total, ...	75,629	60,845	1,08,036	52,614	46,166
Decided on trial, ...	48,512	42,374	69,022	36,557	34,116
Dismissed on default, ...	2,867	1,291	3,564	2,078	1,362
Adjusted or withdrawn, ...	13,273	9,505	14,701	6,419	5,786
Otherwise disposed of, ...	1,720	1,062	5,447	4,361	657
Total, ...	66,372	54,232	92,734	49,415	41,921
Depending on 31st December, ...	9,257	6,613	15,302	3,199	4,245

SUDDER DEWANNY ADAWLUT, N. W. P.,
AGRA:
The 26th February, 1864.

J. SIMSON,
Register.

No. 2.

ABSTRACT STATEMENT shewing the number of Regular and Special Appeals admitted and disposed of in the Court of Sudder Dewanny Adawlut, North Western Provinces, during the years 1859, '60, '61, '62, and '63, inclusive.

	1859.		1860.		1861.		1862.		1863.	
	Regular.	Special.	Regular.	Special.	Regular.	Special.	Regular.	Special.	Regular.	Special.
Pending on 1st January, ...	177	291	150	724	127	947	148	762	296	1,420
Admitted during the year, ...	75	578	82	732	143	876	239	1,445	223	1,740
Total, ...	252	869	232	1,456	270	1,823	387	2,207	519	3,160
Dismissed on default, ...	36	30	7	56	2	55	2	88	3	42
Adjusted or withdrawn, ...	2	1	6	2	4	8	5	17	2	9
Confirmed, ...	38	38	50	265	71	733	54	484	83	666
Amended, ...	6	11	12	18	15	34	14	19	13	25
Reversed, ...	17	41	23	98	19	98	10	49	48	141
Remanded, ...	3	24	7	70	11	133	6	110	10	208
Total, ...	102	145	105	509	122	1,061	91	787	159	1,091
Pending on 31st December, ...	150	724	127	947	148	762	296	1,420	360	2,079

SUDDER DEWANNY ADAWLUT, N. W. P.,
AGRA:
The 26th February, 1864.

J. SIMSON,
Register.

No. 3.

ABSTRACT STATEMENT shewing the average duration of suits decided in the Sudder Dewanny Adawlut, North Western Provinces, and the Courts of the Judges, Principal Sudder Ameens, Sudder Ameens, and Moonsiffs during the years 1859, '60, '61, '62, and '63, inculsive.

	1859.			1860.			1861.			1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.	Years.	Months.	Days.
Sudder Dewanny Adawlut, ...	0	8	22½	0	1	28	0	3	16	0	2	18	0	2	12
Judges, ...	0	5	8¾	0	5	8¼	0	5	10	0	5	18	0	6	28
Principal Sudder Ameens,	0	4	2¾	0	4	5	0	3	4	0	2	14	0	2	8
Sudder Ameens, ...	0	4	6½	0	3	0	0	2	20	0	1	13	0	1	19
Moonsiffs, ...	0	3	3	0	1	24½	0	1	27	0	1	12	0	0	29

SUDDER DEWANNY ADWALUT, N. W. P.,
AGRA:
The 26th February, 1864.

J. SIMSON,
Register.

No. 4.

ABSTRACT STATEMENT shewing the total value or amount of Regular and Special Appeals instituted, decided, and pending in the Sudder Dewanny Adawlut, North Western Provinces, at the close of the years 1859, '60, '61, '62, and '63, inclusive.

	1859.	1860.	1861.	1862.			1863.		
				Instituted, including pending.	Decided.	Pending at close.	Instituted, including pending.	Decided.	Pending at close.
Before Sudder Dewanny Adawlut,	1,55,19,405	1,67,97,050	27,60,845	63,61,629	17,96,137	45,65,492	58,17,535	34,10,759	77,72,169

SUDDER DEWANNY ADAWLUT, N. W. P.
AGRA:
The 26th February, 1864.

J. SIMSON,
Register

No. 5.

ABSTRACT STATEMENT shewing the number of Debtors in Jail, and the amount of Debt, in the several Jails of the North Western Provinces, during the years 1859, '60, '61, '62, and '63, inclusive.

	1859.		1860.		1861.		1862.		1863.	
	Number.	Amount of Debt.	Number.	Amount of Debt.	Number.	Amount of Debt.	Number.	Amount of Debt.	Number.	Amount of Debt.
		Rs. As. P.		Rs. As. P.		Rs. As. P.		Rs. As. P.		Rs. As. P.
At the instance of Individuals, ...	562	1,14,430 13 2¾	703	1,84,471 5 0	607	1,70,749 10 5¼	713	1,42,824 5 7	671	1,33,935 5 2
At the instance of Government, ...	5	1,558 8 10	3	4,203 15 6	1	100 0 0	110	13,119 15 5	...	...
Total, number in Jail, ...	567	1,15,989 6 0¾	706	1,88,675 4 6	608	1,70,849 10 5¼	823	1,55,944 5 0	671	1,33,935 5 2

SUDDER DEWANNY ADAWLUT, N. W. P.,
AGRA :
The 26th February, 1864.

JAMES SIMSON,
Register.

A.

STATEMENT shewing the number of Regular and Special Appeals disposed of, and the aggregate period of attendance of the Judges of the Sudder Dewanny Adawlut, North Western Provinces, during the years 1859, '60, '61, '62, and '63, inclusive.

	1859.				1860.				1861.				1862.				1863.			
		Aggregate attendance of Judges.				*Aggregate attendance of Judges.*				*Aggregate attendance of Judges.*				*Aggregate attendance of Judges.*				*Aggregate attendance of Judges.*		
	Disposed of.	Years.	Months.	Days.	Disposed of.	Years.	Months.	Days.	Disposed of.	Years.	Months.	Days.	Disposed of.	Years.	Months.	Days.	Disposed of.	Years.	Months.	Days.
Regular Appeals, ...	102	...	...	...	105	...	...	...	122	...	...	...	91	...	...	...	159	...	...	...
	...	2	2	7½	...	1	1	16	...	...	3	16	...	...	2	18	...	...	2	12
Special Appeals, ...	145	...	...	...	509	...	...	...	1,061	...	...	...	787	...	...	...	1,091	...	...	...
Total, ...	247	2	2	7½	614	1	1	16	1,183	...	3	16	878	...	2	18	1,240	...	2	12

SUDDER DEWANNY ADAWLUT, N. W. P.,
AGRA:
The 26th February, 1864.

JAMES SIMSON,
Register.

No. 619.

FROM

J. SIMSON, ESQUIRE,

Register to the Court of Sudder Dewanny Adawlut,
North Western Provinces, Agra,

TO

R. SIMSON, ESQUIRE,

Secretary to the Government of the
North Western Provinces, Allahabad.

DATED AGRA, THE 30TH MARCH, 1864.

SIR,

I AM directed to submit the Court's Report on the working of the Small Cause Courts of Benares, Allahabad, and Agra, during the year 1863.

Submits Report on Small Cause Courts for 1863.

2. The number of suits instituted in the three Courts during the year amounted to 5,681, as compared with 6,045 in the previous year, being a decrease of 364 cases in the year under review, notwithstanding the continued operation of the extended jurisdictions of the Allahabad and Agra Courts referred to in para. 4 of my last year's Report.

5,681 suits instituted in 1863.
6,045 suits instituted in 1862.

3. The proportion of cases instituted in each Small Cause Court in the years 1862 and 1863 respectively was as follows:—

Proportion of suits instituted in each Court in 1862 and 1863.

Years.	Benares.	Allahabad.	Agra.
1862, ...	2,093	2,010	1,942
1863, ...	2,079	1,773	1,829

4. It will be observed that the decrease in the number of cases instituted in the Benares and Agra Courts was not large. The diminution in the income of cases in the Allahabad Court has been attributed by Mr. Robertson (apparently with reason) to the temporary change of incumbency which took place in the 2nd quarter of the year while he himself was absent on leave, during which period a special diminution in the number of suits instituted occurred. The Court also observe that their was a general decrease of litigation observable in the Civil litigation of the ordinary Civil Courts in the Allahabad District.

A *slight* decrease in the number of cases instituted in Benares and Agra Courts.

The decrease in Allahabad attributed to the absence of the Judge on leave, while a *locum tenens* officiated.

A decrease also in the litigation of the ordinary Civil Courts of Allahabad.

5. Of the suits instituted (5,681) 2,565,* or somewhat less than one-half, were for *debts on bond.* In the previous year the proportion of this class of cases was greater. This, still, however, forms by far the most numerous description of suits in *all* the three Districts.

* Benares, ... 1,056
Allahabad, ... 621
Agra, ... 888

Out of 5,681 suits instituted, 2,565 were for debts on bond. This by far the most numerous class of cases in all the Courts.

6. In Benares and Allahabad the next most numerous class of cases consisted of "Shop Debts."* In Agra, however, only 39 of these cases were instituted, a large proportion of cases (276) having been instituted for "money claims unsupported by written "documents." These results correspond exactly with those shewn in 1862.

* Benares, ... 332
Allahabad, ... 320

In Benares and Allahabad suits founded on "Shop Debts," and in Agra "money claims unsupported by written "documents" were next most numerous, as in the previous year.

In Benares and Agra 195 and 238 cases respectively were "suits for personal property or its value." In Allahabad these were only 84.

In Benares 195 cases were suits for personal property or *its* value, and 238 were of the same description in Agra. In Allahabad these suits (84) were much less numerous.

123 and 223 money claims unsupported by written documents instituted in Benares and Allahabad.

165 and 136 cases of debts founded on Book Accounts in Benares and Agra.

	Benares.	*Allahabad.*	*Agra.*
Suits for money due on written Contract, ...	13	158	82
Do. for Wages,	66	155	63
Do. for Rent, ...	66	93	96
Do. for Damages,	58	42	11

Money claims unsupported by written documents were instituted in considerable numbers in the Benares and Allahabad Districts, *i. e.*, 128 and 223 respectively; suits founded on debts on Book Accounts were numerous in Benares and Agra, and those for money due on written Contract in Allahabad; suits for Wages, Rent, or Damages were comparatively few in number in all the Districts.

7. Out of 5,898 cases for disposal in the year under review, 5,791 were disposed of, and 107 left pending on the file at the close of the year, *i. e.*,—

Out of 5,898 cases for disposal, 5,791 were disposed of and 107 left pending.

Court.	Disposed of.	Pending.
Benares, ...	2,060	49
Allahabad, ...	1,778	17
Agra, ...	* 1,953	41

In respect to the small number of cases pending on the file at the close of the year, the return of the Allahabad Court is particularly satisfactory.

Small number of pending cases in Allahabad particularly satisfactory.

Proportion of *ex parte* Cases in each Court.

8. The proportion of cases decided *ex parte* was as follows:—

Court.	Number of cases disposed of.	Decided *ex parte*.	Percentage decided *ex parte*.
Benares, ...	2,060	485	23·
Allahabad, ...	1,778	362	20·
Agra, ...	1,953	135	7·

On the whole, 17 per cent. of the cases decided were disposed of *ex parte*, as compared with 21 per cent. in the previous year, and a general percentage in the North Western Provinces of 11 per cent.

17 per cent. of the cases disposed of were decided *ex parte*, and 21 per cent. in 1862.

11 per cent. *ex parte* in the North Western Provinces.

The Court consider the decrease in the proportion of these cases to be a satisfactory feature of the administration of the Small Cause Courts. The percentage shewn in Mr. Berkeley's Court is particularly favorable. The Judges of the several Courts report that great care is taken to ascertain that the summonses have been properly served in all cases of this description.

The decreased percentage of *ex parte* cases satisfactory.

Percentage in Mr. Berkeley's Court particularly favorable.

Great care alleged to be taken in the service of summonses.

* 1,226, Mr. Berkeley. 727, Mahomed Buksh.

9. 1,823* cases were decided on confession of judgment, *i. e.*, 31 per cent. on the total number disposed of. This proportion is slightly in excess of that (29 per cent.) attained in the previous year.

* 524, or 25 per cent., in Benares.
540, or 30 per cent., in Allahabad.
759, or 39 per cent., in Agra.

31 per cent. of the cases decided on confession of judgment, and 29 per cent. in 1862.

10. The number of cases decided on their merits amounted to 1,817,* or 31 per cent., as compared with a percentage of 33 in 1862, and a general percentage in the ordinary Civil Courts of 46 per cent.

* 696, or 33 per cent., in Benares.
547, or 30 per cent., in Allahabad.
574, or 29 per cent., in Agra.

31 per cent. of the cases decided on their merits, and 33 per cent. in 1862; 46 per cent. in the North Western Provinces generally.

11. *Execution of Decrees.*—Out of 2,839 cases disposed of in this Department, 1,326, or 47 per cent., were executed in full, and 714 or 25 per cent., executed in part. This proportion is very favorable. In Agra as many as 63 per cent. of these cases were completely executed, in Benares 47 per cent., and in Allahabad 39 per cent., as compared with a general proportion in the North Western Provinces of 29 per cent. Besides the above, applications were made in 866 cases for the sale of *immovable* property of the Judgment-debtors through other Civil Courts, under Section 11, Act XLII. of 1860. In these cases, 15 shares in land were sold in execution; and 96 sales took place of immovable property other than land.

Execution of Decrees.

2,839 cases disposed of.
1,326, or 47 per cent., completely executed, and 714 or 25 per cent. partly do.
This is very favorable.

Detailed results of cases completely executed.

Per cent. completely executed in North Western Provinces.

12. *Average Duration of Suits.*—This was as shewn in the following Memo:

Average Duration of Suits.

	M.	D.	H.
Benares, ...	0	8	0
Allahabad, ...	0	5	11
Agra, ...	0	29	0

	M.	D.	H.
Small Cause Court, Benares, ---	0	8	0
Small Cause Court, Allahabad, ---	0	5	11
Small Cause Court, Agra, ---	0	29	0

It will be seen that the average duration of cases varied from 5 days 11 hours in Allahabad, which is remarkably low, to 29 days in Agra.

Allahabad result remarkably low.

Mr. Berkeley has attributed the unfavorable return shewn in his Court to his failing health, which necessitated his going on leave for three months during the year, and has noticed that the average duration of cases during the closing months of the year was only 10 days. Mr. Berkeley considers that this average cannot be decreased without injury to the defendants, as some places within his jurisdiction are 24 miles from his Court, and the attainment of a shorter average would have a tendency to increase unduly the number of *ex parte* cases. In this opinion the Court concur.

Mr. Berkeley has attributed his unfavorable result to his failing health and absence on leave.

He does not think a shorter average than 10 days can be attained without injury to suitors, and the Court concur.

13. *Income of Stamps, &c., and cost of Judicial Establishments.*—The gross value of the Stamps filed in the three Courts amounted to Rs. 37,140-14-0, from which Rs. 588 were returned on account of Razeenamahs, leaving a net total of Rs. 36,552-14-0 on account of Stamp Receipts. In addition to the above, Rs. 577-8-6 were realized on account of the penalties levied on insufficiently stamped documents, Rs. 210-4-0 by fines, and Rs. 1,769-5-0 by Surplus Tulubana, making the aggregate income of the Courts amount to Rs. 39,109-10-11. The total costs of the Courts amounted to Rs. 43,418-3-0, so that Government was a loser of Rs. 4,308-8-1 by the Establishment of the Courts during the year.

Income of Stamps and cost of Courts.

	Rs.	A.	P.
Gross income of Stamps,	37,140	14	0
Refunds, ...	588	0	0
Net Total,	36,552	14	0
Add Stamp penalties, ...	577	8	6
Fines, ...	210	4	0
Surplus Tulubana, ...	1,769	0	5
Aggregate income, ...	39,109	10	11
Total costs of Courts,...	43,418	3	0
Loss to Government, ...	4,308	8	1

The Court observe that the Benares Court was the only one which paid its own expenses, a loss having accrued in each of the others. As was anticipated last year, there was a decrease in the amount of Stamp refunds owing to the change of Law on this subject; but owing to the diminution in the ordinary Stamp receipts, caused by the diminution of litigation, the aggregate value of Stamps filed is less than in the previous year.

The Benares Court alone paid its expenses.

Decrease of Stamp refunds owing to change of Law.

Decrease of Stamp income caused by decrease of litigation.

14. *Applications for New Trial.*—Twenty-five applications for a new trial were pending at the close of 1862, and 132 fresh applications were preferred during the year, making a total of 157 for disposal. Of those newly instituted, 88 were preferred in the Agra Court, and 28 and 16 respectively in the Benares and Allahabad Courts—97 being preferred on the part of Plaintiffs, and 35 by Defendants.

Applications for New Trial.

132 new applications preferred during the year, *i. e.*, 88 in Agra, 28 in Benares, and 16 in Allahabad.

97 were by Plaintiffs, and 35 by Defendants.

Of the above cases for disposal, 91 cases were at once struck off, the rest being admitted for trial, of which 36 were disposed of. In 19 of these the former decision of the Court was reversed or modified, *i. e.*, 8 in Agra, 6 in Allahabad, and 5 in Benares, and in 17 cases no alteration was made in the original decisions passed by the Courts. Judging from the figures, these results, I am to observe, appear to indicate general correctness of judgment on the part of the Judges of the Courts.

91 cases for disposal were at once struck off; out of 36 disposed of, the original decision was modified or reversed in 19 and maintained in 17 cases.

These results appear to indicate general correctness of judgment.

15. Only 7 cases were referred to the Sudder Court for the determination of points of Law under Section 13, Act XLII., of 1860, during the past year, *viz.*, six from Agra, and one from Allahabad. In all the six cases referred from Agra the legal point involved was the same, and the Court concurred with Mr. Berkeley in the opinion formed by him. In the Allahabad case, they differed in opinion from Mr. Robertson.

Only 7 cases referred to the Sudder Court under Section 13, Act XLII. of 1360; but in six of these the point involved was the same, so that, in reality only two opinions were given. In one of these, the Court maintained the opinion of the Judge; in the other, they held a contrary opinion.

16. In remarking on the working of his Court during the past year, Mr. Robertson has observed, "Although the Court "shews deficiency in Stamps, I still adhere to the "opinion expressed in my last year's report of its popularity, especially with the "natives, who have freely resorted to it. Another sign that it has tended to make "people more punctual in paying their debts is, "that no single instance has occurred of a party "turning insolvent, and a rush being made by his "creditors to this Court with as many as 50 claims in one day, although it was by "no means an uncommon occurrence in 1861 and 1862; and I think it may fairly "be taken as a sign that the Court has had a beneficial effect in checking litigation, "and causing prompt payment of debts."

Mr. Robertson's remarks as to the popularity of his Court.

Its tendency to make people more punctual in paying their debts, and to check litigation.

17. Mr. Berkeley, writing on the same subject, says "There is every reason "to think that the Court has been useful to the "public at large; and not a bad criterion of the "estimation in which it is held is, that parties both of the higher and lower ranks "of Native society attend willingly in person to "prosecute or defend claims which may be but small

Mr. Berkeley's opinion as to the usefulness of his Court to the Public.

Many of the parties attend willingly, though their claims may be small.

" and unimportant in amount, and this is perhaps one of the reasons that the
" *ex parte* cases are so few. The old habit of in-
" stituting a case through a pleader still continues;
" but he has little to do except the drawing out of the plaint, and oral com-
" ments on the evidence after it has been taken, though as regards this, I have
" found the parties who are in Court at the time quite able to argue their own case
" themselves; and I still adhere to the opinion that the influence of the Vakeels
" has decreased since the creation of these Courts."

By the creation of the Court, the influence of the pleaders has decreased.

18. During three months of the year, Mr. Berkeley, Judge of the Agra Court, was on leave, and Mahomed Buksh, Principal Sudder Ameen of Agra, officiated for him as Judge of the Court. Similarly, Mr. E. B. Thornhill officiated at Allahabad as Judge of the Small Cause Court at that Station, during Mr. Robertson's absence on leave.

Changes in the *personnel* of the Judges during the year.

Shama Churn, Judge of the Benares Small Cause Court, was present at his post during the whole of the year.

19. Mr. Robertson's proposal for the extension of the jurisdiction of his Court is now before the Court, in connection with the Judge of Allahabad's report on the working of the revised system of Moonsiffee jurisdictions in his District. Should further extension of the Small Cause Court jurisdiction of Allahabad be considered expedient, the Court will address Government on the subject.

Mr. Robertson's proposal to extend the jurisdiction of his Court is now before the Court.

20. As observed in their report of last year, the Court have no means of forming an opinion as to the quality of the decisions of the Small Cause Courts. Looking, however, to the short average duration of suits, and the absence of Appeal, the ends of speedy determination of cases and diminished expense of litigation have undoubtedly been attained, while the small proportion of cases in which new trials have been granted affords grounds for believing that the decisions of the Court are in the great majority of cases correct and satisfactary. Out of 4,298 applications for execution of decrees, 866, or 20 per cent., were preferred under Section 11, Act XLII. of 1860, for the sale of the immovable property of Judgment-debtors, but in these cases only 15 hereditary and 2 non-hereditary shares of villages were actually sold, in addition to 96 cases of execution sales of immovable property other than land.

Court's opinion on the operation of the Courts, generally favorable.

21. In conclusion, I am desired to observe that the Court consider the results exhibited by the several reports and returns to be very creditable to the diligence and zeal of the Small Cause Court Judges.

I have, &c.,

JAMES SIMSON,

Register.

ANNUAL RETURN No. 1.

STATEMENT of all cases pending, instituted, decided, and remaining for trial in the Small Cause Courts of Benares, Allahabad, and Agra, for the year, 1863.

Name of Presiding Officer.	Description of Suits.	Pending on the 31st December, 1862.	Instituted during the year, 1863.	Total for trial.	Disposed of in the year 1863.							Pending at the end of December, 1863.	Remarks.
					Ex parate.	On Confession.	By Arbitration.	By decision on Merits.	Dismissed on Default.	Adjusted or withdrawn.	Total.		
1	2	3	4	5	6	7.	8.	9.	10.	11.	12.	13.	14.
Baboo Shama Churun Banerjee. Judge of the S. C. Ct. of Benares.	I. For debts on Bond,	20	1,056	1,076	311	364	10	249	20	97	1,051	25	
	II. For debts on Book Accounts.	3	165	168	28	43	9	65	7	14	166	2	
	III. For Money due on written Contract.	1	13	14	3	3	...	7	...	...	13	1	
	IV. For Shop Debts, *i. e.*, on account of articles purchased at Shops or Stores.	...	332	332	66	50	9	117	8	76	326	6	
	V. For money claims unsupported by any written document.	1	128	129	10	18	2	72	5	22	129	...	
	VI. Suits for Wages, ...	...	66	66	13	1	...	32	7	11	64	2	
	VII. For Rent, ...	...	66	66	9	8	...	31	1	14	63	3	
	VIII. For personal property or its value.	2	195	197	41	31	3	32	8	22	137	10	
	IX. For Damages,* ...	3	58	61	4	6	1	41	...	9	61	...	
	Total, ...	30	2,079	2,109	485	524	34	696	56	265	2,060	49	
J. C. Robertson, Esq., for 9 months. E. B. Thornhill, Esq., for 3 months. Judges of the S. C. Ct. of Allahabad.	I. For debts on Bond,	10	621	631	138	309	2	90	19	64	622	9	
	II. For debts an Book Accounts.	3	77	80	12	7	1	28	5	17	80	...	
	III. For money due on written Contract.	...	158	158	59	34	...	32	6	24	155	3	
	IV. For Shop Debts, *i. e.*, on account of articles purchased at Shops or Stores.	3	320	323	84	100	4	75	14	43	320	3	
	V. For money claims unsupported by any written document.	4	223	227	18	28	1	125	17	36	225	2	
	VI. Suits for Wages, ...	1	155	156	30	19	1	84	5	17	156	...	
	VII. For Rent, ...	...	93	93	10	18	...	44	9	12	93	...	
	VIII. For personal property or its value.	1	84	85	8	14	1	40	6	16	85	...	
	IX. For Damages, ...	...	42	42	3	1	...	29	3	6	42	...	
	Total, ...	22	1,773	1,795	362	540	10	547	84	235	1,778	17	
F. Berkeley Esq., for 9 months. Mahomed Baksh Khan, for 3 months. Judges of the S. C. Ct. of Agra.	I. For debts on Bond,	70	888	958	86	502	5	202	19	126	940	18	
	II. For debts on Book Accounts.	5	136	141	5	41	1	47	1	44	139	2	
	III. For money due on written Contract.	29	82	111	13	19	2	40	5	27	106	5	
	IV. For Shop Debts, *i. e.*, on account of articles purchased at Shops or Stores.	14	39	53	4	9	...	22	4	13	72	1	
	V. For money claims unsupported by any written document.	6	276	282	5	98	1	93	22	58	277	5	
	VI. Suits for Wages, ...	...	63	63	4	...	...	28	3	26	61	2	
	VII. For Rent, ...	10	96	106	7	33	...	36	2	25	103	3	
	VIII. For personal property or its value,	27	238	265	11	57	1	95	15	81	260	5	
	IX. For Damages, ...	4	11	15	...	...	1	11	2	1	15	...	
	Total, ...	165	1,329	1,994	135	759	11	571	73	401	1,953	41	
	GRAND TOTAL, ...	217	5,681	5,898	982	1,823	55	1,817	213	901	5,791	107	

* Besides the number of cases as entered in this Statement, there were nine cases of re-trial in the year 1863, as per return No. V.

SUDDER DEWANNY ADAWLUT, N. W. P.,
AGRA:
The 30th March, 1864.

J. SIMSON,
Register.

ANNUAL RETURN No. II.

RETURN shewing the number of Decrees executed and unexecuted in the Small Cause Courts of Benares, Allahabad, and Agra, for the year, 1863.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.	16.	17.	18.
		Applications received for Execution.				DISPOSED OF.											
						Applications executed in full.				*Applications executed in part.*					*Balance of cases pending execution.*		
Name of Court, and Presiding Officer.	Number of cases pending at the close of the past year.	Cases decided during the current year.	Cases decided previously.	Cases involving immovable property transferred for execution to other Courts, under Certificates granted to Decree-holders under Section 11, Act XLII. of 1860.	Total for disposal after deducting cases transferred in Column 5.	Amount of decree realized in full by attachment and sale of personal property.	Amount of decree realized in full by arrest of party.	Paid voluntarily in full after the passing of the decree.	Total No. of applications executed in full.	Amount of decree realized in part by attachment and sale of personal property.	Amount of decree realized in part by arrest of party.	Paid voluntarily after the passing of the decree.	Total No. of applications executed in part.	Percentage of Column 10 to Column 6.	Cases decided during the current month.	Cases decided previously.	REMARKS.
Baboo Shama Churn Banerjee, Judge of the Small Cause Court of Benares. ...	122	561	861	258	1,286	13	216	320	549	35	91	95	221	42·	8	115	393 cases struck off on default.
J. C. Robertson, Esq., for 9 months; E. B. Thornhill, Esq, for 3 ditto; Judges of the Small Cause Court of Allahabad, ...	95	263	1,050	104	1,304	153	151	150	454	123	48	132	303	46·	15	78	26 cases money paid into Court before judgment.
V. Berkeley, Esq., for 9 months; Mahomed Buksh, Officiating for 3 months; Judges of the SmallCause Court of Agra. ...	88	194	835	504	613	66	122	135	323	70	72	48	190	52·	54	46	454 cases struck off on default.
Total, ...	305	1,018	2,746	866	3,203	232	489	605	1,326	228	211	275	714	41·	77	239	847 cases struck off on default.

SUDDER DEWANNY ADAWLUT, N. W. P.,
AGRA:
The 30th March, 1864.

J. SIMSON,
Register.

ANNUAL RETURN No. III.

RETURN shewing the average duration of suits in the Small Cause Courts of Benares, Allahabad, and Agra for the year, 1863.

Name and Designaion of Officer.	1863.		
	Years.	Months.	Days.
Baboo Shama Churn Banerjee, Judge of the Small Cause Court, Benares, ...	0	0	8
J. C. Robertson, Esquire, from 1st January, 1863, to 6th April, 1863, and from 7th July to the end of the year, and E. B. Thornhill, Esquire, from 7th April, to 6th July, 1863 (Officiating), Judges of the Small Cause Court of Allahabad, ...	0	0	5 11
Mr. J. Berkeley for 9 months, and Mahomed Buksh Khan for three months. Judges of the Small Cause Court, Agra, ...	0	0	29
General Average, ..	0	0	14

SUDDER DEWANNY ADAWLUT, N. W. P.
AGRA:
The 30th March, 1864

J. SIMSON,
Register.

ANNUAL RETURN No. IV.

RETURN shewing the value of Stamps sold, Penalties imposed, Fines realized, and Surplus Tulubana accruing, together with the cost of Courts and Establishments, and Balance, Profit or Loss, accruing in the Small Cause Courts of Benares, Allahabad, and Agra, for the year, 1863.

Designation of Court and name of Presiding Officer.	Receipts.						Disbursements.			Remarks.
	Ordinary Stamp Receipts.			Amount of Stamp penalties realized. *Vide* Register No. IV.	Amount of fine realized. Register No. 10.	Amount of Surplus Tulubana. Register No. 6.	Cost of Small Cause Courts, including salary of Judge and Establishment.	Net Profit.	Net Loss.	
	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.							
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Baboo Shama Churn Banerjee, Judge of the Small Cause Court of Renares, ...	13,714 15 0	45 0 0	13,669 15 0	165 10 6	40 0 0	952 5 3	12,560 7 5	2,267 7 4	0 0 0	
J. C. Robertson, Esquire, for 9 months. E. B. Thornhill, Esquire, for 3 months, Judges of the Small Cause Court of Allahabad, ...	11,854 14 0	99 0 0	11,755 14 0	199 2 0	157 4 0	697 14 6	18,034 0 4	0 0 0	5,223 13 10	
J. Berkeley, Esquire, for 9 months. Mahomed Buksh Khan, for 3 months. Officiating Judges of the Small Cause Court of Agra,	11,571 1 0	444 0 0	11,127 1 0	212 12 0	13 0 0	118 12 8	12,823 11 3	0 0 0	1,352 1 7	Net Loss, Rs. 1,352-1-7.
Total, ...	37,140 14 0	588 0 0	36,552 14 0	577 8 6	210 4 0	1,769 0 5	43,418 3 0	2,267 7 4	6,575 15 5	Net Loss, Rs. 4,308-8-1.

SUDDER DEWANNY ADAWLUT, N. W. P.
AGRA:
The 30th March, 1864.

J. SIMSON,
Register

ANNUAL RETURN No. V.

RETURN shewing the number and results of the Applications preferred for a new trial under Section 12, Act XLII. of 1860, in the Small Cause Courts of Benares, Allahabad, and Agra, for the year, 1863.

Designation of Court and name of Presiding Officers.	Applications and cases for disposal.						Manner in which disposed of.								Remarks.
									Applications admitted for trial.						
							Applications struck off or rejected without being entered on Register No. 1 for trial.		Cases in which former judgment was maintained.		Cases in which former judgment was reversed or modified.		Cases pending trial at the close of the year, 1863.		
	By Plaintiff. Pending trial at close of last year.	By Defendant. Pending trial at close of last year.	By Plaintiff. Presented during the current year.	By Defendant. Presented during the current year.	By Plaintiff. Total for disposal.	By Defendant. Total for disposal.	By Plaintiff.	By Defendant.	By Plaintiff.	By Defendant.	By Plaintiff.	By Defendant.	By Plaintiff.	By Defendant.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.	16.
Baboo Shama Churn Banerjee, Judge of the Small Cause Court of Benares,	...	...	21	7	21	7	15	4	1	3	5	...	...	...	
J. C. Robertson, Esq., for 9 months. E. B. Thornhill Esq., Officiating for 3 months Judges of the Small Cause Court of Allahabad, ...	...	...	13	3	13	3	5	1	4	...	4	2	...	...	
V. Berkeley, Esq., for 9 months. Mahomed Buksh khan, Officiating for 3 months Judges of the Small Cause Court of Agra, ...	16	9	63	25	79	34	42	24	3	6	8	...	26	4	
Total, ...	16	9	97	35	113	44	62	29	8	9	17	2	26	4	

SUDDER DEWANNY ADAWLUT, N. W. P., AGRA:
The 30th March, 1864.

JAMES SIMSON,
Register.

APPENDIX containing Numerical Returns illustrative of the Results of the Administration of Civil Justice in the several Zillahs of the North Western Provinces, during the year 1863.

—o—

AZIMGURH

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge's, ...	897	738	508	620	757	824	...	...	168	34
Principal Sudder Ameen's, ...	32	71	596	689	220	233	...	1	28	79
Sudder Ameen's, ...	804	863	730	1,104	454	718	3	2	82	114
Moonsiff's, ...	1,156	1,271	957	1,310	918	1,146	...	1	84	256
Total, ...	2,889	2,943	2,791	3,753	2,349	2,921	3	4	362	483
Increase, ...	...	54	...	...	...	...	...	1	...	121
Decrease, ...	...	...	...	...	442	832	...	...	...	...

Number and Proportion per cent. of Cases decided upon their merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total Number of Cases disposed of during the year.								
Court.	Name of Presiding Officer.	*Ex parte.*	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of Cases decided on their merits, to the total No. decided.	Remarks.
Judge's Court, ...	Andrew Ross, ...	0	4	5	16	51	748	824	91·	
Principal Sudder Ameen's Court, ...	Syud Pygumber Buksh and Moulvee Abdool Uzeez,...	4	4	3	1	12	209	233	90·	
Sudder Ameens' Court,	Dabee Dial and Mohomed Hossein, ...	51	80	7	48	216	316	718	44·	
Mohomdabad Moonsiff's Court, ...	Khadim Hossein and Meer Badshah, ...	40	161	3	35	48	266	553	48·	
Nugra Court, ...	Abdool Mujeed and Bhugwan Pershad, ...	26	232	26	56	89	164	593	28·	
	Total, ...	121	481	41	156	416	1,703	2,921	58·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			1862.		1863.		*Above 1 year.*		*Total Pending on 1st January.*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge's, ...	362	327	295	355	272	317	...	...	77	94
Principal Sudder Ameen's, ...	340	414	103	412	110	309	...	...	88	198
Sudder Ameen's, ...	1,526	1,641	915	1,151	937	1,744	...	...	368	569
Moonsiff's, ...	2,884	2,977	2,071	3,836	2,115	2,848	3	2	405	536
Total, ...	5,112	5,662	3,384	5,907	3,112	5,218	3	2	938	1,397
Increase, ...	...	550	...	...	109	...	...	...	...	459
Decrease, ...	...	...	...	...	...	789	...	1	...	...

Execution of Decrees.

Year.	Number of Applications for Execution of Decrees.				Percentage of Column 2 to Column 5.	Remarks.
	Completely Executed.	Partially Executed.	Struck off.	Total disposed of in every way.		
1863, ...	862	458	1,460	2,780	31·	
1862, ...	1,080	473	1,802	3,355	32·	

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during year.	Total.	Disposed of during the year.				Pending at close of year.	Percentage of Cases reversed or modified, to total of Appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of Cases appealed, to Cases decided by Revenue Officers.	Remarks.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.					
Mr. H. Lushington, Collector, ...	...	12	12	11	...	1	12	...	...	9	...	
„ G. E. Watson, Officiating ditto, ...	...	1	1	...	1	...	1	...	100·	...	...	
„ H. A. Harrison, Deputy ditto, ...	4	1	5	4	...	1	5	...	...	...	...	
„ T. B. Tracy, Assistant ditto, ...	1	28	29	15	13	1	29	...	44·	61	46·	
„ J. W. Concannon, Deputy ditto, ...	8	34	42	22	16	2	40	2	40·	31	...	
„ W. E. Turner, Assistant ditto, ...	...	1	1	...	1	...	1	...	100·	...	...	
„ J. S. Porter, ditto ditto, ...	...	5	5	...	3	...	3	2	100·	23	22·	
Kishen Dyal, Deputy ditto, ...	1	...	1	...	1	...	1	...	100·	...	...	
Sufder Hossein Khan, Deputy ditto, ...	...	17	17	12	4	...	16	1	25·	89	19·	
Syud Ebadut Allee, with powers of Deputy Collector, ...	30	22	52	19	30	3	52	...	58·	5	...	
Syud Allee Hossein, ditto, ...	6	21	27	14	9	4	27	...	33·	92	23.	
Sheogholam Singh, ditto, ...	5	59	64	19	39	3	61	3	64·	126	47·	
Gholam Russool Khan, ditto, ...	4	2	6	2	2	2	6	...	33·	10	20·	
Mahomed Tukee, ditto, ...	3	12	15	5	7	3	15	...	47·	24	50·	
Mehdee-ool-zuma, ditto, ...	2	4	6	5	1	...	6	...	17·	19	21.	
Total, ...	64	219	283	128	127	20	275	8	46·	489	45·	

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	*Operation of Section 24, Act VIII. of 1859.*				*Operation of Section 169, Act XXV. of 1861.*				*Operation of Section 170, Act XXV. of 1861.*				Remarks.
	Number of Cases in which Criminal Commitments were made.	Number of Persons committed.	Number of Persons convicted.	Number of Persons acquitted.	Number of Cases in which Criminal Commitments were made.	Number of Persons committed.	Number of Persons convicted.	Number of Persons acquitted.	Number of Cases in which Criminal Commitments were made.	Number of Persons committed.	Number of Persons convicted.	Number of Persons acquitted.	
Nugra Moonsiffee.—Ubdool Mujeed, ...	1	1	1	...	...	...	...	...	...	...	...	...	

Average duration of Suits.

Name and Designation of Officer.	1862.			1863.			Remarks.
	Years.	Months.	Days.	Years.	Months.	Days.	
Andrew Ross, Esq., Judge, ...	...	3	11	...	2	23	
Pygumber Buksh and Ubdool Azeez, Principal Sudder Ameens, ...	...	1	25	...	2	3	
Dabee Dyal and Mahomed Hossein, Sudder Ameens, ...	...	2	12	...	1	22	
Khadim Hossein and Meer Badshah, Moonsiffs of Mohumdabad, ...	...	...	22	...	...	29	
Ubdool Mujeed and Bhugwan Pershad, Moonsiffs of Nugra, ...	...	1	1	...	1	...	

Personal Attendance of Parties to Suits.

Designation of Court, and name of Presiding Officer.	*Cases in which the Parties, or one of them, were before the Court in person voluntarily or by Summons.*				Cases of non-attendance.	Total number of Cases decided.	Percentage of Cases of personal attendance to total Cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total Cases of personal attendance.			
Mr. A. Ross, Judge, ...	257	214	134	605	219	824	73·
Pygumber Buksh and Ubdool Azeez, Principal Sudder Ameens, ...	11	14	193	218	15	233	94·
Dabee Dyal and Mahomed Hossein, Sudder Ameens, ...	144	136	288	568	150	718	79·
Khadim Hossein and Meer Badshah, Moonsiffs of Mohumdabad, ...	40	...	430	470	83	553	85·
Ubdool Mujeed and Bhugwan Pershad, Moonsiffs of Nugra, ...	44	43	489	576	17	593	97·
Total, ...	496	407	1,534	2,437	484	2,921	84·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

DISTRICT.	Civil Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of Decrees of Civil Courts during the year.												
		Temporary, conditional, partial, or voluntary.						Involuntary and permanent, under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		Remarks.
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Azimgurh.	Judge's Court, ...	...	...	...	...	...	...	...	4	...	...	...	4	
	Principal Sudder Ameen's Court,	...	...	...	...	...	...	...	2	...	1	...	3	
	Sudder Ameen's Court, ...	...	...	...	...	...	...	...	10	...	...	...	10	
	Mohumdabad Moonsiff's Court,	...	...	...	...	...	...	...	12	...	5	...	17	
	Nugra Moonsiff's Court, ...	...	...	...	...	...	...	...	18	...	...	...	18	
	Total, ...	...	...	...	...	...	...	...	46	...	6	...	52	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular Cases decided on their merits and ex parte per mensem.*		Percentage of Cases appealed of appealable Cases.	Percentage of Cases reversed or modified to total Appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of Cases in which one or both of the parties personally attended the Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Syud Pygumber Buksh, ...	9	7	11.	35.	...	2 13	...	
Moulvie Ubdool Azeez Khan,...	22	19		...	4 5	2 2	94.	

Sudder Ameen's Work.

Name of Sudder Ameen.	*Average number of regular Cases decided on their merits and ex parte per mensem.*		Percentage of Cases appealed of appealable Cases.	Percentage of Cases reversed or modified to total Appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of Cases in which one or both of the parties personally attended the Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Dabee Dyal, ...	32	...	16.	32.	...	1 17	...	
Mahomed Hossein, ...	34	...		40.	1 22	1 27	79.	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular Cases decided on their merits and *ex parte* per mensem.	Percentage of Cases appealed to those finally disposed of.	Percentage of Cases reversed or modified to total Appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of Cases in which one or both of the parties personally attended in Court to total number finally disposed of.	Remarks.
					M. D.	M. D.		
Mohumdabad,	Khadim Hossein, ...	34	26	37	...	0 28	...	
	Meer Badshah, ...			63	3 13	0 29	85	
Nugra, ...	Ubdool Mujeed, ...	18	17	28	...	0 19	...	
	Bhugwan Pershad, ...			...	0 22	1 10	97	

Financial Results of Muzkoorie and Tulubanah Returns.

Name of Court.	Number of Peons.	Amount of Tulubanah after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs.	
Judge's, ...	17	1,265 8 8	1,053 0 0	212 8 8	...	
Principal Sudder Ameen's, ...	20	1,113 10 3	1,082 10 0	31 0 3	...	
Sudder Ameen's, ...	39	2,547 6 6	2,477 0 2	70 6 4	...	
Mohumdabad Moonsiff's, ...	16	1,046 8 9	985 0 3	61 8 6	...	
Nugra Moonsiff's, ...	16	1,416 1 7	1,086 8 8	329 8 11	...	
Total, ...	108	7,389 3 9	6,684 3 1	705 0 8	...	

Income of Stamps and Costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' Salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.	
Principal Sudder Ameen's,	7,491	90	7,401	7,200	201	...	
Sudder Ameen's, ...	11,127	71	11,056	3,960	7,096	...	
Mohumdabad Moonsiff's,	3,669	...	3,669	2,640	1,029	...	
Nugra Moonsiff's, ...	4,675	28	4,647	2,640	2,007	...	
Total, ...	26,962	189	26,773	16,440	10,333	...	

JAMES SIMSON,

Register.

ZILLAH BENARES.

Regular Files.

	Instituted.		Disposed of.				Pending on 1st January, 1864.			
			1862.		1863.		*Above one year.*		*Total Pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	332	121	353	392	124	154	1	...	11	18
Principal Sudder Ameen, ...	378	513	424	517	423	478	...	1	22	42
Total, ...	710	634	777	909	547	632	1	1	33	60
Increase, ...	...	...	...	...	...	...	...	...	...	27
Decrease, ...	...	76	...	...	230	277	...	...	...	...

Number and proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total Number of Cases disposed of during the year.								
Court.	Name of Presiding Officer.	*Ex parte.*	On confession.	By Arbitration.	Decided on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Percentage of Cases decided on their merits, to the total number decided.	Remarks.
Benares, ... Judge, ...		...	1	2	6	24	121	154	79·	
Principal Sudder Ameen, ...		43	42	11	13	42	327	478	68·	
Total, ...		43	43	13	19	66	448	632	71·	

Miscellaneous Files.

	Instituted.		Decided.				Pending.			
			1862.		1863.		*Above one year.*		*Total pending on 1st January.*	
Court.	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	385	291	346	420	224	290	...	...	33	34
Judge of Small Cause Court as Principal Sudder Ameen, ...	92	65	27	85	34	76	...	...	23	12
Principal Sudder Ameen, ...	2,479	1,693	1,510	2,397	1,484	2,057	...	...	796	458
Total, ...	2,956	2,049	1,883	2,902	1,742	2,423	...	...	852	504
Increase, ...	...	...	...	...	...	...	...	...	...	...
Decrease, ...	...	907	...	...	141	479	...	...	...	348

Execution of Decrees.

Year.	Number of Applications for execution of Decrees.				Percentage of Columns 2 to 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1862, ...	906	734	670	2,310	39·
1863, ...	617	566	645	1,858	35·

Appeals under Act. X of 1859.

Name and Designation of Revenue Officer.	Appeals pending at the close of past year.	Instituted during the year.	Total.	Disposed of during the year.				Pending at close of year.	Percentage of Cases reversed or modified, to total of Appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of Cases appealed, to Cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. J. A. Loch, Deputy Collector,	...	4	4	3	1	...	4	...	26·	...	...
„ W. S. Halsey, ditto, ...	...	7	7	5	2	...	7	...	29·	128	5·
„ C. W. Moore, ditto, ...	...	13	13	5	4	1	10	3	40·	65	20·
Buldeo Bux, ditto, ...	...	4	4	3	...	1	4	...	...	2	...
Mr. Peacock, Assistant ditto, ...	...	1	1	...	1	...	1	...	100·	...	...
„ E. A. Cline, Deputy ditto, ...	...	...	...	...	...	...	...	...	...	52	...
Total, ...	...	29	29	16	8	2	26	3	31·	247	12

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	*Operation of Section 24, Act VIII. of 1859.*				*Operation of Section 169, Act XXV. of 1861.*				*Operation of Section 170 Act XXV. of 1861.*				Remarks.
	Number of Cases in which Criminal commitments were made.	Number of Persons committed.	Number of Persons convicted.	Number of Persons acquitted.	Number of Cases in which Criminal Commitments were made.	Number of Persons committed.	Number of Persons convicted.	Number of Persons acquitted.	Number of Cases in which Criminal Commitments were made.	Number of Persons committed.	Number of Persons convicted.	Number of Persons acquitted.	
Judge, ...	...	...	...	...	1	1	1	...	...	...	...	...	
Judge of Small Cause Court as Principal Sudder Ameen, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Principal Sudder Ameen, ...	2	2	1	1	...	...	...	...	1	5	1	4	
Total, ...	2	2	1	1	1	1	1	...	1	5	1	4	

Average Duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Year.	Months.	Days.	Year.	Months.	Days.
Judge, ...	...	...	26	...	...	27
Principal Sudder Ameen, ...	...	1	8	...	...	29

Personal Attendance of Parties to Suits.

Designation of Court and Name of Presiding Officer.	*Cases in which one or both of the parties were before the Court in person, voluntarily or by Summons.*				Cases of non-attendance.	Total number of Cases decided.	Percentage of Cases of personal attendance, to total Cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total Cases of personal attendance.			
Judge, ...	11	12	16	39	115	154	25·
Principal Sudder Ameen, ...	112	87	167	366	112	478	77·
Total, ...	123	99	183	405	227	632	64·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of decrees of Civil Court during the year.												Remarks.
		Temporary, conditional, partial, or voluntary.						Involuntary and permanent under Section 248.						
		By order of Court under Section 243.		*At instance of Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Benares.	Judge, ...	...	...	...	...	...	...	...	3	...	...	...	3	
	Judge of Small Cause Court as Principal Sudder Ameen, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Principal Sudder Ameen, ...	...	...	...	...	...	...	...	18	...	5	...	23	
	Total, ...	...	...	...	...	...	...	...	21	...	5	...	26	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	Average number of regular cases decided on their merits and ex-parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original.	Appeal.			M. D.			
Mr. R. H. Smith, ...	40	...	30·	36·	1 1	29·	77·	

Financial Results of Muzkoorie and Tulubanah Returns.

Name of Court.	Number of Peons.	Amount of Tulubanah after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	5	473 10 6	382 12 9	90 13 9	...	
Principal Sudder Ameen, ...	15	2,210 4 9	1,350 15 9	859 5 0	...	
Total, ...	20	2,683 15 3	1,733 12 6	950 2 9	...	

Income of Stamps and Costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' Salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs.	Rs. As. P.	Rs.	Rs. As. P.	Rs.	
Judge of Small Cause Court, ...	82 8 0	...	82 8 0	...	82 8 0	...	
Principal Sudder Ameen's Court,	33,633 12 0	308	33,325 12 0	9,000	24,325 12 0	...	
Total, ...	33,716 4 0	308	33,408 4 0	9,000	24,408 4 0	...	

JAMES SIMSON,
Register.

ZILLAH GHAZEEPORE.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	625	698	288	310	111	120	3	25	189	227
1st P. S. Ameen, ...	93	97	480	502	557	573	1	1	11	70
2nd. P. S. Ameen, ...	18	...	40	41	...	...	...	...	...	...
Offg. P. S. Ameen, Mr. Smith, ...	...	...	264	270	...	...	...	...	...	...
Sudder Ameen, ...	127	153	167	174	120	128	...	...	10	37
Moonsiffs, ...	1,925	2,740	2,093	2,344	2,278	2,606	...	...	81	247
Total, ...	2,788	3,688	3,332	3,641	3,066	3,427	4	26	291	581
Increase, ...	900	...	...	...	...	...	22	...	290	...
Decrease, ...	...	...	...	...	266	214	...	...	...	...

Number and Proportion per cent. of Cases decided upon their merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total Number of Cases disposed of during the year.								
Court.	Name of Presiding Officer.	*Ex parte.*	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent of cases decided on their merits to total number decided.	Remarks.
Judges, ...	W. J. R. Carnac, Esq., ...	...	...	...	...	3	39	42	93·	
	J. R. Best, Esq., ...	1	...	...	2	2	31	36	86·	
	B. Sapte, Esq., C. B., ...	1	...	...	2	...	39	42	93·	
P. S Ameen, ...	Syud Ahmud Khan, ...	5	3	6	10	6	543	573	95·	
Sudder Ameen, ...	Rai Bukhtawur Singh, ...	4	5	8	1	7	103	128	80·	
Moonsiff, Ghazeepore,	Rai Bukhtawur Singh, ...	55	28	23	18	94	350	573	61·	
Do., Bulliah, ...	Baboo Ram Kalee Chowdhree, ...	63	15	22	...	73	415	588	71·	
Do., Mohumdabad.	Lalla Saligram, ...	8	7	5	...	16	110	146	75·	
	Moulvee Zeenoolabdeen, ...	8	28	17	...	35	281	369	76·	
Do., Sydepore, ...	Baboo Kasheenath Biswas,	46	64	25	...	63	358	556	64·	
Do., Rusreh,	Moulvee Zeinoolabdeen, ...	6	7	6	1	4	72	96	75·	
	Lalla Saligram, ...	24	45	17	3	21	168	278	60·	
	Total, ...	221	202	134	37	324	2,509	3,427	73·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			1862.		1863.		*Above 1 year.*		*Total Pending 1st January.*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January 1863.	On 1st January 1864.	1863.	1864.
Judge, ...	272	314	175	218	256	340	...	1	111	85
1st P. S. Ameen,	639	640	516	1,150	328	624	...	...	96	144
2nd P. S. Ameen,	85	...	40	280	...	...	...	...	...	...
Sudder Ameen, ...	1,002	921	813	1,211	585	896	...	...	95	121
Moonsiffs, ...	6,085	5,392	3,935	6,690	3,500	5,516	4	1	657	570
Total, ...	8,083	7,267	5,479	9,549	4,669	7,376	4	2	959	920
Increase, ...	...	...	...	...	...	...	...	...	...	...
Decrease, ...	...	816	...	...	810	2,173	...	2	...	39

Application for execution of Decrees.

Year.	Number of Applications for Execution of Decrees.				Percentage of Columns 2 to 5.	Remarks.
	Completely Executed.	Partially Executed.	Struck off	Total disposed of in every way.		
1863, ...	1,449	748	1,812	4,009	36·	
1862, ...	1,711	729	3,194	5,634	30·	

Appeals under Act X. of 1859.

Name and Designation of Officer.	Appeals pending at the close of past year.	Instituted during year.	Total.	Disposed of during the year.				Pending at close of year.	Percentage of cases reversed or modified to total of appeals disposed of.	Cases appealable to the Sudder Court decided by the Revenue authorities in 1863.	Percentage of cases appealed to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
M. Brodhurst, Esq., Collr., ...	...	1	1	...	...	...	...	1	...	...	...
W. E. Moore, Esq., Dy. Collr.,	14	2	16	3	7	6	16	...	44·	...	...
J. W. Quinton, Esq., ditto,...	40	7	47	20	9	15	44	3	20·	2	...
J. G. Bachman, Esq., ditto, ...	14	28	42	5	3	7	15	27	20·	197	14·
W. Oldham, Esq., ditto, ...	...	15	15	...	...	...	...	15	...	18	83·
W. C. Plowden, Esq., ditto, ...	...	14	14	...	...	...	...	14	...	50	28·
C. Mellor, Esq., Asst. Collr.,...	...	3	3	...	...	...	...	3	...	13	23·
Roy Buldeo Bux, Dy. Collr., ...	17	23	40	...	1	1	2	38	50·	95	24·
Ally Bux Khan, ditto, ...	...	23	23	6	4	6	16	7	25·	39	59·
Ram Gholam Singh, Tehseeldar, ...	1	10	11	1	1	...	2	9	50·	102	10·
Sheikh Umjud Hoossein, ditto,	3	...	3	2	...	1	3	...	...	105	...
Shunker Dial Pandey, ditto,...	...	3	3	...	...	...	...	3	...	235	1·
Total, ...	89	129	218	37	25	36	98	120	26·	856	15·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Baboo Ram Kalee Chowdhree, Moonsiff of Bulleah, ...	...	...	...	...	...	...	...	...	1	2	...	2	
Zeinoolabdeen, ditto of Mohumdabad, ...	1	2	...	...	...	...	...	...	...	...	...	...	
Baboo Kashee Nauth Biswas, ditto of Sydepoor, ...	2	2	1	...	...	...	...	...	3	7	...	...	
Total, ...	3	4	1	...	...	...	...	...	4	9	...	2	

Average duration of Suits.

Name and Designation of Officers.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
W. J. R. Carnac, Esquire, Judge, ...	...	11	2	...	11	29
J. R. Best, Esquire, Officiating Judge, ...	...	...	...	1	1	24
B. Sapte, Esquire, C. B., ditto, ...	...	...	...	1	1	11
Abdool Azeez Khan, 1st Principal Sudder Ameen, ...	...	...	16	...	...	...
Syud Ahmud Khan, Principal Sudder Ameen, ...	...	1	2	...	1	11
Habeeb-oollah Khan, 2nd Principal Sudder Ameen, ...	...	...	28	...	...	...
Rai Bukhtawur Singh, Sudder Ameen, and Moonsiff of Ghazeepoor, ...	...	1	...	...	...	27
Baboo Kasheenauth Biswas, Moonsiff of Ghazeepoor,	...	...	19	...	...	...
Lalla Saligram, do. of Bulleah, ...	...	...	18	...	...	...
Baboo Ram Kalee Chowdhree, do. of do. ...	...	...	19	...	...	15
Baboo Ramkalee do. ditto of Mohumdabad, ...	...	...	11	...	...	...
Lalla Saligram, do. of do., ...	...	...	24	...	...	21
Zeinoolabdeen, do. of do., ...	...	...	...	...	...	14
Noorool Hussun, do. of Sydepoor, ...	...	...	23	...	...	...
Baboo Kashee Nauth Biswas, do. of Sydepoor, ...	...	...	24	...	...	13
Reazut Hossein, Moonsiff of Rusreh, ...	...	1	...	...	...	...
Zeinoolabdeen, do. of do., ...	...	...	26	...	...	12
Lalla Saligram, do. of do., ...	...	...	...	...	...	14
Total, ...	...	1	21	...	1	...

Personal Attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.	Cases in which one or both of the parties were before the Court in person, voluntarily or by Summons.				Cases of non attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
W. J. R. Carnac, Esquire, Judge, ...	8	5	11	24	18	42	57·
J. R. Best, Esquire, Officiating Judge, ...	8	5	12	25	11	36	69·
B. Sapte, Esquire, Judge, ...	3	5	26	34	8	42	81·
Syud Ahmud Khan, Principal Sudder Ameen,	55	49	418	522	51	573	91·
Rai Bukhtawur Singh, Sudder Ameen, ...	20	25	76	121	7	128	95·
Rai Bukhtawur Singh, Moonsiff of Ghazeepoor, ...	75	92	342	509	64	573	89·
Baboo Ram Kalee Chowdhree, Moonsiff of Bulleah, ...	77	46	410	533	55	588	91·
Lalla Saligram, Moonsiff of Mohumdabad,	11	12	109	132	14	146	90·
Zeinoolabdeen, do. of do., ...	16	28	317	361	8	369	98·
Baboo Kashee Nauth Biswas, do., of Sydepoor, ...	52	75	401	528	28	556	95·
Zeinoolabdeen, do. of Rusreh, ...	8	...	87	95	1	96	99·
Lalla Saligram, do. of do., ...	23	62	178	263	15	278	95·
Total, ...	356	404	2,387	3,147	280	3,427	92·

Operation of Sections 243, 244 and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and shares of Mouzahs alienated in execution of decrees of Civil Courts during the year.												
		Temporary, conditional, partial or voluntary.						Involuntary and Permanent under Section 248.						
		By order of Court under Section 243.		At instance of the Collector under Section 241.		Total.		Hereditary.		Other.		Total.		Remarks.
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Ghazeepoor.	Judge, ...	4	...	...	...	4	...	...	...	...	...	...	...	
	Principal Sudder Ameen,	...	11	...	1	...	12	...	14	...	8	...	22	
	Sudder Ameen and Moonsiff of Ghazeepoor, ...	...	6	...	5	...	11	...	16	...	8	...	24	
	Moonsiff of Bulleah, ...	...	3	...	2	...	5	...	6	...	2	...	8	
	Ditto of Mohumdabad,	...	...	...	...	...	...	...	2	...	1	...	3	
	Ditto of Sydepoor, ...	...	...	...	1	...	1	...	3	...	2	...	5	
	Ditto of Rusreh, ...	...	1	...	...	...	1	...	4	...	2	...	6	
	Total, ...	4	21	...	9	4	30	...	45	...	23	...	68	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	Average number of regular Cases decided on their merits and ex parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified, to total Appeals tried.	Number of days' work left pending at the close of the year, at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended in the Court.	Remarks.
	Original Suits.	Appeals.			M. D.	M. D.		
Syud Ahmud Khan, ...	7	39	7	37	1 15	1 11	91·	

Sudder Ameen's Work.

Name of Sudder Ameen.	Average number of regular cases disposed of on Merits and ex parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days' work left pending at the close of the year, at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in the Court.	Remarks.
	Original Suits.	Appeals.			M. D.	Month.		
Rai Bukhtawur Singh, ...	10	...	45	42	3 11	1	95·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiffs.	Average number of regular cases decided on their merits and *ex parte* per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage reversed or modified, to total appeals tried.	Number of days' work left pending at close of year at average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended, to total number finally disposed of.	Remarks.
					M. D.	Days.		
Ghazeepoor, ...	Rai Bukhtawur Singh, ...	36	15	35	2 15	26	89·	
Bullea, ...	Baboo Ram Kalee Chowdhree,	42	22	36	0 17	15	91·	
Mohumdabad, ...	Zeinoolabdeen, ...	33	18	51	0 28	16	98·	
Sydepoor, ...	Baboo Kashee Nauth Biswas,	36	11	44	1 18	13	95·	
Rusrah, ...	Lalla Saligram, ...	28	32	48	0 18	13	93·	

Financial Results of Muzkoorie and Tulubana Returns.

Name of Court.	Number of Peons.	Amount of Tulubana after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year 1863.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge's Court, ...	8	634 15 9	441 0 0	193 15 9	...	The deposited balance of the last year was Rs. 2,157-11-3.
Principal Sudder Ameen's Court, ...	20	1,695 9 9	1,213 13 6	481 12 3	...	
1st Grade Moonsiff and Sudder Ameen's Court at Ghazeepoor, ...	20	1,691 11 6	1,164 2 5	527 9 1	...	
2nd Grade ditto ditto at Bulleah, ...	17	1,258 9 0	1,064 1 8	194 7 4	...	
3rd ditto ditto ditto at Mohumdabad, ...	15	1,243 5 0	871 5 4	371 15 8	...	
3rd ditto ditto ditto at Sydepoor,	16	1,231 6 9	851 8 0	429 14 9	...	
3rd ditto ditto ditto at Rusreh,	12	828 7 6	731 9 3	96 14 3	...	
Total, ...	108	8,634 1 3	6,337 8 2	2,296 9 1	...	

Income of Stamps and costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Costs of Subordinate Judge's salary and Establishment, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	...	
Principal Sudder Ameen,	10,408 0 0	275 0 0	10,133 0 0	6,587 0 0	3,546 0 0	...	
Sudder Ameen and Moonsiff of Ghazeepoor, ...	11,546 0 0	205 0 0	11,341 0 0	3,760 0 0	7,581 0 0	...	
Moonsiff of Bulleah, ...	5,370 0 0	0 0 0	5,370 0 0	3,360 0 0	2,010 0 0	...	
Ditto of Mohumdabad,	4,354 0 0	10 0 0	4,344 0 0	2,640 0 0	1,704 0 0	...	
Ditto of Sydepoor, ...	4,469 0 0	23 0 0	4,446 0 0	2,640 0 0	1,806 0 0	...	
Ditto of Rusreh, ...	3,360 6 0	21 0 0	3,339 6 0	2,640 0 0	699 6 0	...	
Total, ...	39,507 6 0	534 0 0	38,973 6 0	21,627 0 0	17,346 6 0	...	...

JAMES SIMSON,
Register.

ZILLAH CAWNPORE.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	380	333	333	354	251	276	...	...	107	120
Principal Sudder Ameen, ...	257	196	532	669	347	410	2	...	45	37
Sudder Ameen, ...	17	...	27	34	...	...	...	...	...	...
Mŏonsiffs, ...	1,341	1,578	1,201	1,513	1,254	1,545	...	...	226	130
Total, ...	1,995	2,107	2,093	2,572	1,852	2,231	2	...	378	287
Increase, ...	...	112	...	...	...	...	...	...	...	...
Decrease, ...	...	...	...	...	241	341	...	2	...	91

Proportion per cent. of Cases decided upon their Merits as compared with the number disposed of

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total Number of Cases disposed of during the year.								
Court.	Name of Presiding Officer.	*Ex parte.*	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits, to the total number decided.	Remarks.
Judge ...	Mr. G. E. Lance, ...	...	1	...	15	10	250	276	91·	
Principal Sudder Ameens,	Mohomed Hussun, ...	16	37	...	12	41	204	310	66·	
	Abdoollah Khan, ...	7	8	...	5	5	75	100	75·	
Moonsiff of Akberpore,	Mehmood Buksh, ...	92	303	3	72	114	441	1,025	43·	
Moonsiff of Russoolabad,	Enayet Hossein, ...	140	99	5	4	101	171	520	33·	
	Total, ...	255	448	8	103	271	1,141	2,231	51·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			1862.		1863.		*Above 1 year.*		*Total Pending on 1st January.*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	243	312	286	296	302	310	...	...	34	36
Principal Sudder Ameen, ...	629	592	398	747	347	629	...	...	79	68
Sudder Ameen, ...	55	...	36	128	...	...	...	...	...	...
Moonsiffs, ...	2,842	3,011	2,025	3,128	1,644	3,010	...	...	340	306
Total, ...	3,769	3,915	2,745	4,299	2,293	3,949	...	...	453	470
Increase, ...	...	146	...	...	...	...	...	...	...	17
Decrease, ...	...	...	...	...	452	350	...	...	...	...

Applications for Execution of Decrees.

Year.	Number of Applications for Execution of Decrees.				Percentage of Columns 2 to 5.	Remarks.
	Completely Executed.	Partially Executed.	Struck off.	Total disposed of in every way.		
1863, ...	604	420	1,295	2,319	26·	
1862, ...	726	350	912	1,988	37·	

Appeals under Act X. of 1859.

Name and Designation of Officer.	Appeals pending at the close of past year.	Instituted during year.	Total.	Disposed of during the year.				Pending at close of year.	Percentage of cases reversed or modified, to total of Appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue authorities in 1863.	Percentage of cases appealed, to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. H. B. Henderson, Collector, ...	2	4	6	4	1	1	6	...	17·	4	100·
„ H. Monckton, Ditto, ...	...	2	2	2	...	...	2	...	...	2	100·
„ E. S. Robertson, Assistant Do,	4	...	4	3	1	...	4	...	25·	...	...
„ E. Waterfield, Deputy Do, ...	5	...	5	2	3	...	5	...	60·	5	...
Baboo Debee Churn, Ditto Ditto, ...	19	17	36	17	7	6	30	6	23·	88	19·
Heth Ram, Tehseeldar, ...	1	1	2	1	...	...	1	1	...	14	7·
Gholam Hossein, Ditto, ...	5	14	19	4	2	1	7	12	28·	53	26·
Jearukhun Lall, Ditto, ...	1	2	3	2	...	1	3	...	...	36	6·
Mohomed Mohsin, Ditto, ...	...	23	23	8	2	1	11	12	18·	58	40·
Madhopershad, Ditto, ...	...	3	3	...	1	...	1	2	100·	17	18·
Nazeer Ahmud, Ditto, ...	...	1	1	...	...	1	1	...	...	30	3·
Hussein Ruza, Ditto, ...	...	1	1	...	...	...	...	1	...	1	100·
Baluk Ram, Ditto, ...	...	1	1	...	...	...	...	1	...	3	33·
Mr. Warrand, Assistant Collector,	...	...	...	...	...	...	...	...	...	1	...
„ Thornton, Deputy Ditto. ...	...	...	...	...	...	...	...	...	...	5	...
Zamin Ulee, Tehseeldar, ...	...	...	...	...	...	...	...	...	...	42	...
Total, ...	37	69	106	43	17	11	71	35	24·	359	19·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII of 1859.				Operation of Section 169, Act XXV of 1861.				Operation of Section 170, Act XXV of 1861.				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Total.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Mr. G. E. Lance, Judge, ...	...	...	..	...	4	5	5*	...	...	..	..	...	
Mohomed Hussun Khan, P. S. A.,	1	3	2	1	...	...	...	...	...	...	...	...	
Abdoollah Khan, Ditto, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Mehmood Buksh, Moonsiff of Akberpoor, ...	1	1	1	...	1	2	...	2	...	...	...	...	
Enayet Hossein, ditto of Russoolabad,	...	...	...	...	...	...	...	...	...	...	...	...	
Total, ...	2	4	3	1	5	7	5	2	...	...	...	...	

*1 absconded, proclamation issued.

Average Duration of Suits.

Name and Designation of Officer.		1862.			1863.		
		Years.	Months.	Days.	Years.	Months.	Days.
Mr. G. E. Lance, Offg. Judge,	Original ...	...	2	5	...	5	3
	Appeal, ...	...	5	10	...	3	...
Mahomed Hussun Khan, Principal Sudder Ameen,	Original ...	...	3	27	...	2	27
Abdoollah Khan, Ditto.	Appeal, ...	...	1	7	...	1	27
Mehmood Buksh, Moonsiff of Akberpoor, ...		...	1	2	...	...	29
Enayet Hoossein, Moonsiff of Russoolabad, ...		...	1	3	...	1	2

Personal Attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.		*Cases in which the parties or one of them were before the Court in person voluntarily or by summons.*				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
		In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
G. E. Lance, Esqr., Officiating Judge,	Original ...	2	4	3	9	5	14	64·
	Appeal, ...	6	7	5	18	244	262	7·
Mahomed Hussun Khan, Principal Sudder Ameen	Original ...	66	107	123	296	54	350	85·
	Appeal, ...	15	10	29	54	6	60	90·
Abdoollah Khan, Principal Sudder Ameen,	Original ...							
	Appeal, ...							
Mehmood Buksh, Moonsiff of Akberpoor,		98	28	816	942	83	1,025	92·
Enayut Hussun, Moonsiff of Russoolabad,		120	69	258	447	73	520	86·
Total, ...		307	225	1,234	1,766	465	2,231	79·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and shares of Mouzahs alienated in execution of decrees of Civil Court during the year.												
		Temporary, conditional, partial, or voluntary.						Involuntary and permanent under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		Remarks.
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Cawnpore.	Principal Sudder Ameen, ...	...	...	...	...	...	...	...	...	1	6	1	6	
	Moonsiff of Akberpoor, ...	...	...	...	...	...	...	...	1	...	...	...	1	
	Ditto of Rusoolabad, ...	...	...	...	...	...	...	...	8	...	...	...	8	
	...	...	...	...	...	...	...	...	9	1	6	1	15	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	Average number of regular cases decided on their merits and ex-parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at the close of the year, of the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
					M. D.	M. D.		
Mahomed Hussun Khan, Principal Sudder Ameen, ...	16	6·	25	34·	...	2 27	85·	
Mahomed Abdoollah Khan, Principal Sudder Ameen. ...	55	...	...	...	1 23	...	88·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on their merits and ex-parte per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of the year at average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended, to total number finally disposed of.	Remarks.
					Days.	Days.		
Akberpoor,	Mehmood Buksh, ...	45	12·	20·	26	29	92·	
Russoolabad,	Enayut Hossein, ...	26	13·	42·	38	32	86·	

Financial results of Muzkoorie and Tulubana Returns.

Name of Court.	Number of Peons.	Amount of Tulubana after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	6	439 9 6	385 8 3	54 1 3	...	
Principal Sudder Ameen, ...	22	1,330 13 3	1,298 12 5	32 0 10	...	
Moonsiff of Akberpoor, ...	28	2,016 5 3	1,951 12 6	64 8 9	...	
Ditto of Russoolabad, ...	17	1,565 1 6	1,203 11 0	361 6 6	...	
Total, ...	73	5,351 13 6	4,839 12 2	512 1 4	...	

Income of Stamps and Subordinate Judge's Salaries.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Ruzeenamah.	Net Total.	Cost of Subordinate Civil Judge's salaries and establishment, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen,	16,158 9 6	856 0 0	15,302 9 6	6,600 0 0	8,702 9 6	...	
Moonsiff of Akberpoor,	9,375 0 0	59 0 0	9,316 0 0	2,640 0 0	6,676 0 0	...	
Ditto of Russoolabad,	3,979 15 0	0 0 0	3,979 15 0	2,640 0 0	1,339 15 0	...	
Total, ...	29,513 8 6	915 0 0	28,598 8 6	11,880 0 0	16,718 8 6	...	

JAMES SIMSON,
Register.

ZILLAH MEERUT.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above* 1 *year.*		*Total Pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	330	286	292	335	321	333	3	0	41	29
Principal Sudder Ameen, ...	160	314	385	418	340	382	4	1	139	75
Sudder Ameen, ...	10	...	23	27	...	...	...	...	...	...
Moonsiffs, ...	2,193	3,111	2,968	2,585	2,419	2,953	...	...	105	240
Total, ...	2,693	3,711	2,768	3,365	3,080	3,668	7	1	285	344
Increase, ...	...	1,018	...	...	312	303	...	...	...	59
Decrease, ...	...	...	...	...	...	...	...	6	...	...

Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	Total No. of Cases disposed of during the year.								
		Ex-parte.	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or Withdrawn.	By Decision on their Merits.	Total.	Proportion per cent. of cases decided on their Merits, to the total number decided.	Remarks.
Judges, ...	Mr. R. Spankie, ...	1	2	7	5	7	303	325	93·	
	,, G. D. Turnbull,	...	...	...	...	...	8	8	100·	
Principal Sudder Ameen,	Abdool Azeez Khan,	27	35	22	5	31	191	311	61·	
	Pygumber Bux, ...	2	7	5	1	5	51	71	71·	
Moonsiff of Meerut, ...	Mirza Allie, ...	1	365	10	*16	121	396	909	43·	
Moonsiff of Boolundshuhur, ...	Mukhun Lall, ...	23	562	99	49	184	247	1,164	21·	
Moonsiff of Ghazeeabad,	Ain-ood-deen, ...	14	21	3	†6	158	678	880	77·	
	Total, ...	68	992	146	82	506	1,874	3,668	51·	

* Three cases rejected by Moonsiffs are included in this.
† One case of rejection in these.

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending			
			1862.		1863.		*Above one year.*		*Total pending on 1st January.*	
	1862.	1863.	Decided on Merits.	Finally disposed of.	Decided on Merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	167	194	143	226	166	220	...	...	37	56
Principal Sudder Ameen, ...	571	764	161	453	384	896	7	...	360	261
Sudder Ameen, ...	111	...	44	173	...	...	...	...	...	...
Moonsiffs, ...	6,545	5,938	2,182	7,380	1,932	5,976	3	...	874	837
Total, ...	7,394	6,896	2,530	8,232	2,482	7,092	10	...	1,271	1,154
Increase, ...	...	...	...	...	...	...	...	...	...	...
Decrease, ...	...	498	...	...	48	1,140	...	10	...	117

Execution of Decrees.

Year.	*Number of Applications for Execution of Decrees.*				
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	Percentage of Column 2 to Column 5.
1863, ...	1,266	1,111	2,791	5,168	24·
1862, ...	942	935	2,723	4,600	20·

Appeals under Act X. of 1859.

Name and designation of Revenue Officer.		*Appeals pending at close of past year.*	*Instituted during year.*	Total.	*Disposed of during year.*				*Pending at close of year.*	*Percentage of cases reversed or modified, to total appeals disposed of.*	*Cases appealed to the Civil Court decided by the Revenue Authorities in 1863.*	*Percentage of cases appealed, to cases decided by Revenue Officers.*
					Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Meerut.	Mr. Forbes, Collector, ...	1	8	9	6	2	...	8	1	25·	6	...
	„ Gardner, Assistant Collector, ...	...	1	1	...	1	...	1	...	100·	3	33·
	„ J. Quinton, Deputy Ditto, ...	...	2	2	1	1	...	2	...	50·	...	...
	Wuzeer Allie, Deputy Ditto, ...	1	3	4	4	...	...	4	...	...	18	16·
	Fuzl Ahmed, Tehseeldar of Meerut, ...	1	12	13	11	2	...	13	...	8·	131	9·
	Bishembhur Sahai, Ditto of Haupper, ...	2	1	3	1	...	2	3	...	...	74	1·
	Tuffuzzool Hossein, Ditto of Sirdhana, ...	...	1	1	1	...	...	1	...	...	16	6·
	Kurm Alli, Ditto of Ghazeeabad, ...	3	1	4	2	1	1	4	...	25·	147	...
	Total, ...	8	29	37	26	7	3	36	1	19·	395	7·
Boolundshuhur.	Mr. Montague, Assistant Collector, ...	2	2	4	3	1	...	4	...	25·	153	2·
	„ Currie, Ditto, ...	...	1	1	...	...	...	...	1	...	1	100·
	Mohib Allie, Deputy Collector, ...	1	...	1	1	...	...	1	...	...	41	...
	Bishun Dyal, Ditto, ...	...	1	1	...	1	...	1	...	100·	341	...
	Total, ...	3	4	7	4	2	...	6	1	33·	536	1·
	Grand Total, ...	11	33	44	30	9	3	42	2	21·	931	4·

• *Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.*

Name of Court and Designation of Officer.	*Operation of Section 24, Act VIII. of 1859.*				*Operation of Section 169, Act XXV. of 1861.*				*Operation of Section 170, Act XXV. of 1861.*				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Mr. R. Spankie, Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	* Not yet disposed of.
„ G. D. Turnbull, Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Abdool Azeez, Principal Sudder Ameen, ...	1	1	...	1	...	...	...	...	...	...	...	...	
Mirza Alli, Moonsiff of Meerut, ...	...	...	...	...	2	2	...	2	...	...	...	...	
Mukhun Lall, Moonsiff of Boolundshuhur, ...	1	1	...	...	...	*2	...	...	...	...	...	...	
Ain-ood-deen, Moonsiff of Ghazeeabad, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Total, ...	2	2	...	1	2	4	...	2	...	...	...	...	

Average duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Year.	Months.	Days.	Year.	Months.	Days.
Mr. R. Spankie, Judge, ...	...	5	2	...	1	9
„ G. D. Turnbull, Judge, ...	...	9	4	...	...	9
Abdool Azeez, Principal Sudder Ameen, ...	...	3	22	...	3	6
Pygumber Bux, Principal Sudder Ameen, ...	...	...	...	...	2	25
Mirza Allie, Moonsiff of Meerut, ...	...	1	10	...	...	26
Ain-ood-deen, Moonsiff of Ghazeeabad, ...	...	...	27	...	...	22
Mukhun Lall, Moonsiff of Boolundshuhur, ...	...	...	24	...	...	26

Personal attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.	*Cases in which the parties or one of them were before the Court in person voluntarily or by summons.*				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance, to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. R. Spankie, Judge, ...	40	44	144	228	97	325	70·
„ G. D. Turnbull, Judge, ...	...	...	...	...	8	8	...
Abdool Azeez, Principal Sudder Ameen,	21	80	103	204	107	311	65·
Pygumber Bux, ditto, ...	5	13	30	48	23	71	67·
Mirza Allie, Moonsiff of Meerut, ...	164	...	739	903	6	909	99·
Mukhun Lall, Moonsiff of Boolundshuhur,	266	229	555	1,050	114	1,164	89·
Ain-ood-deen, Moonsiff of Ghazeeabad, ...	30	24	664	718	162	880	81·
Total, ...	526	390	2,235	3,151	517	3,668	86·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of Decrees of Civil Courts during the year.												Remarks.
		Temporary, Conditional, or Voluntary.						*Involuntary or permanent under Section 248.*						
		By order of Court under Section 243.		At instance of Collector under Section 244.		Total.		Hereditary.		Other.		Total.		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Meerut.	Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Principal Sudder Ameen, ...	...	...	...	...	...	...	1	17	...	...	1	17	
	Moonsiff of Meerut, ...	...	...	...	...	...	...	...	21	...	...	...	21	
	Moonsiff of Boolundshuhur, ...	...	...	...	...	...	...	...	23	...	...	...	23	
	Moonsiff of Ghazeeabad, ...	...	2	...	5	...	7	...	22	...	...	...	22	
	Total, ...	...	2	...	5	...	7	1	83	...	...	1	83	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular cases decided on their Merits and ex-parte, per mensem.*		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Abdool Azeez Khan, ...	16	6	28·	33·	...	3 6	65·	
Pygumber Bux, ...	35	1	17·	...	2 6	2 25	67·	

Moonsiffs' Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on merits and *ex-parte*, per mensem.	Percentage of cases appealed to those disposed of.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
					M. D.	Days.		
Boolundshuhur, ...	Mukhun Lall, ...	31·	4·	21·	0 15	26	87·	
Ghazeeabad, ...	Ain-ood-deen, ...	58·	5·	33·	1 7	22	81·	
Meerut, ...	Mirza Allie, ...	34·	10·	30·	1 11	26	99·	

Financial results of Muzkoorie and Tulubana Returns.

Name and Designation of Officer.	Number of Peons.	Amount of Tulubana after payment of ¼ to the Nazir of the Court.	Amount of Salary of Peons.	Surplus at close of year.	Deficit.	Remarks
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Messrs. R. Spankie, and G. D. Turnbull, Judges, ...	9	621 6 9	584 11 3	36 11 6	...	
Abdool Azeez Khan and Pygumber Bux, Principal Sudder Ameens, ...	20	2,330 0 3	1,275 9 6	1,054 6 9	...	
Mirza Allie, Moonsiff of Meerut, ...	36	2,554 14 9	2,338 14 3	216 0 6	...	
Mukhun Lall, Moonsiff of Boolundshuhur, ...	35	3,380 7 9	2,291 4 0	1,089 3 9	...	
Ain-ood-deen, Moonsiff of Ghazeeabad, ...	36	3,128 8 6	2,323 6 8	805 1 10	...	
Total, ...	136	12,015 6 0	8,813 13 8	3,201 8 4	...	

Value of Stamps and Costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of subordinate Civil Judges' Salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen,	23,230 0 0	422 0 0	22,808 0 0	8,800 0 0	14,008 0 0	...	
Moonsiff of Meerut, ...	8,201 0 0	48 8 0	8,152 8 0	3,360 0 0	4,792 8 0	...	
Moonsiff of Boolundshuhur, ...	7,073 0 0	243 0 0	6,830 0 0	2,640 0 0	4,190 0 0	...	
Moonsiff of Ghazeeabad,	6,640 8 0	13 0 0	6,627 8 0	2,533 0 0	4,094 8 0	...	
Total, ...	45,144 8 0	726 8 0	44,418 0 0	17,333 0 0	27,085 0 0	...	

J. SIMSON,
Register.

ZILLAH ALLAHABAD.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	499	362	363	398	218	263	4	...	62	94
Principal Sudder Ameen, ...	379	287	587	643	300	333	...	...	29	37
Judge, Small Cause Court, ...	1	...	66	91	...	...	...	...	...	...
Moonsiff of City Allahabad,	861	998	1,082	1,338	883	1,059	...	...	74	39
Ditto of Munjhinpore....	320	...	127	195	...	...	...	...	...	...
Ditto of Phoolpore, ...	78	...	85	105	...	...	...	...	...	...
Total, ...	2,138	1,647	2,310	2,770	1,431	1,655	4	...	165	170
Increase, ...	...	...	...	...	...	...	...	...	...	5
Decrease, ...	...	491	...	...	879	1,115	...	4	...	...

Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	*Total number of cases disposed of during the year.*								Remarks.
		Ex parte.	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or Withdrawn.	By Decision on Merits.	Total.	Proportion per cent. of cases decided on the Merits, to total number decided.	
Judges, ...	Messrs. G. P. Money and H. G. Keene,	5	...	2	4	11	241	263	92·	
Principal Sudder Ameen, ...	Moulvee Khoorsheid Alee Khan, ...	44	64	9	4	29	183	333	55·	
Moonsiff of City,	Mahomed Abdool Qyoom, ...	192	229	71	42	134	391	1,059	37·	
	Total, ...	241	293	82	50	174	815	1,655	49·	

Miscellaneous Files.

Court.	Instituted.		Disposed of.				Pending			
			1862.		1863.		*Above 1 year.*		*Total pending on 1st January.*	
	1862.	1863.	Decided on Merits.	Finally disposed of.	Decided on Merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge.	224	223	196	295	166	249	...	...	35	41
Principal Sudder Ameen, ...	1,241	863	553	1,431	455	1,022	...	...	263	170
Mr. J. C. Robertson, Judge, Small Cause Court, ...	33	37	24	27	23	40	...	...	6	3
Moonsiffs, ...	2,673	2,536	1,017	3,644	1,390	2,593	...	...	369	318
Total, ...	4,171	3,659	1,790	5,397	2,034	3,904	...	...	673	532
Increase, ...	...	...	...	...	244	...	...	...	...	...
Decrease, ...	...	512	...	...	...	1,493	...	...	...	141

Execution of Decrees.

Year.	*Number of applications for execution of Decrees.*				Percentage of Column 2 to Column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1863, ...	1,205	399	1,335	2,939	41·
1862, ...	863	515	2,171	3,549	24·

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during year.	Total.	*Disposed of during year.*				Pending at close of year.	Percentage of cases reversed or modified, to total Appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of cases appealed, to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Syud Nasir Alee Khan, Deputy Collector,	3	12	15	9	2	2	13	2	15·	251	5·
Mr. H. Wilson, Ditto, ...	3	...	3	1	2	...	3	...	66·	7	...
Moulvee Mahomed Mobeen, Ditto, ...	5	26	31	20	6	3	29	2	21·	580	4·
Moulvee Mahomed Hussun, Ditto, ...	2	3	5	3	2	...	5	...	40·	143	2·
Collector of Cawnpore, ...	1	...	1	...	...	1	1	...	...	...	...
Mr. W. Young, Deputy Collector, ...	...	13	13	5	4	...	9	4	44·	109	12·
,, E. B. Thornhill, Ditto, ...	...	6	6	1	...	...	1	5	...	155	4·
Pundit Gopeenath, Ditto, ...	...	10	10	5	...	2	7	3	...	148	7·
Syud Mudud Alee, Ditto, ...	...	6	6	1	...	...	1	5	...	409	1·
Ghazee-ood-deen, Ditto, ...	...	3	3	...	...	...	...	3	...	115	3·
Seraj-ood-deen, Ditto, ...	...	1	1	...	...	...	...	1	...	79	1·
Mr. H. Morris, Collector, ...	...	3	3	1	...	...	1	2	...	73*	4·
Wahid Alee, ...	...	...	...	...	...	...	...	...	...	65	...
Total, ...	14	83	97	46	16	8	70	27	23·	2,134	4·

* Inclusive of two cases decided by Mr. Ricketts.

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Court of the Principal Sudder Ameen of Allahabad, ...	...	...	...	...	...	...	...	...	1*	1	1	...	* Defendant in this case was convicted and sentenced to a fine of Rs. 500, and in default for six months' rigorous imprisonment.
Ditto of the Moonsiff of City Allahabad,...	1†	1	...	...	...	...	...	...	...	...	...	...	† Plaintiff in this case has been committed to the Criminal Court, but no order has as yet been passed in the case.
Total, ...	1	1	...	...	...	...	...	...	1	1	1	...	

Average Duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
Messrs. G. P. Money and H. G. Keene, Judges, Appeal, ...	...	5	2	...	2	24
Messrs. G. P. Money and H. G. Keene, Judges, Original, ...	...	1	11	...	3	1
Moulvee Khoorsheid Alee Khan, Principal Sudder Ameen,...	...	1	23	...	1	9
Mahomed Abdool Qyoom, Moonsiff of City Allahabad, ...	...	1	14	...	...	26

Personal attendance of Parties to Suits.

Designation of Court and Name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which plaintiff was personally before the Court.	In which defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Messrs. G. P. Money and H. G. Keene, Judges, ...	15	12	19	46	217	263	18·
Moulvee Khoorsheid Alee Khan, P. S. Ameen, ...	59	74	131	264	69	333	79·
Mahomed Abdool Qyoom, Moonsiff of City Allahabad,	207	299	433	939	120	1,059	89·
Total, ...	281	385	583	1,249	406	1,655	75·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and Shares of Mouzahs vested in execution of decrees of Civil Courts during the year.												Remarks.
		Temporary, conditional, partial, or voluntary.						*Involuntary and under Section 248.*						
		By order of Court under Section 243.		At instance of the Collector, Section 244.		Total.		Hereditary.		Other.		Total.		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Allahabad.	Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	...
	Principal Sudder Ameen, ...	...	...	...	...	...	...	12	95	...	34	12	129	...
	Moonsiff of City Allahabad, ...	...	...	...	...	...	..	...	67	...	4	...	71	..
	Total, ...	...	...	...	...	...	...	12	162	...	38	12	200	...

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular cases decided on their merits and ex-parte per mensem.*		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at the close of the year, at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
Moulvie Mahomed Khoorsheid Alee Khan, Principal Sudder Ameen, ...	15	4	40	23	40 Days.	M. D. 1 9	79	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on their merits and *ex-parte*, per mensem.	Percentage of cases appealed, to those finally disposed of.	Percentage of cases reversed or modified, to total appeals tried.	Number of days' work left pending at close of year at average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both parties personally attended, to total number finally disposed of.	Remarks.
						Days.		
City Allahabad, ...	Mahomed Abdool Qyoom, ...	55	20·	27·	13 Days.	26	89·	

Financial Results of Muzkoorie and Tulubana Returns.

Name of Court.	Number of Peons.	Amount of Tulubana after payment of ¼th to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	10	673 14 9	591 4 0	82 10 9	...	
Principal Sudder Ameen,	24	1,972 14 9	1,728 2 8	244 12 1	...	
Moonsiff of City Allahabad,	54	3,747 11 3	3,552 0 0	195 11 3	...	
Total, ...	88	6,394 8 9	5,871 6 8	523 2 1	...	

Income of Stamps and Costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' salaries and Establishment, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen, ...	24,023 1 0	296 0 0	23,727 1 0	7,386 10 8	16,340 6 4	...	
Moonsiff of City Allahabad, ...	8,329 8 0	22 0 0	8,307 8 0	3,360 0 0	4,947 8 0	...	
Total, ...	32,352 9 0	318 0 0	32,034 9 0	10,746 10 8	21,287 14 4	...	

J. SIMSON,

Register.

ZILLAH BAREILLY.

Regular Files.

Court.	Instituted.		Disposed of				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1861.	1863.	1864.
Judge, ...	652	576	295	325	181	191	...	...	182	233
Principal Sudder Ameen, ...	96	93	428	471	377	398	...	...	90	145
Sudder Ameen, ...	137	260	188	213	200	232	...	...	47	71
Moonsiffs, ...	3,729	4,274	4,072	4,877	3,402	4,113	...	...	297	481
Total, ...	4,614	5,203	4,983	5,886	4,160	4,934	...	...	616	930
Increase, ...	...	589	...	...	...	...	...	...	...	314
Decrease, ...	...	...	...	...	823	952	...	...	...	...

Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total Number of cases disposed of during the year.								
Court.	Name of Presiding Officer.	*Ex-parte.*	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or Withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the total number decided.	Remarks.
Judge, ...	Mr. R. H. W. Dunlop. ...	...	1	1	6	4	179	191	94·	
Principal Sudder Ameen, ...	Kasim Alli Khan,	12	12	2	12	9	351	398	88·	
Sudder Ameen,	Alli Bux, ...	40	44	4	14*	18	112	232	48·	
Moonsiff of Bareilly, ...	Alli Bux, ...	129	339	10	67†	153	252	950	27·	
Do. Suburbs of Bareilly, ...	Jugdumba Pershad,	124	207	9	8‡	161	283	792	36·	
Do. Peelebheet,	Muksood Alli Khan,	77	182	5	18§	66	146	494	30·	
Do. Beesalpoor,	Ubdool Basit, ...	60	111	14	1‖	61	229	476	48·	
Do. Islamnuggur, ...	Zuhoor Hossein, ...	92	139	12	20	71	273	607	45·	
Do. Suheswan,	Umanut Hossein, ...	196	197	13	13¶	72	303	794	38·	
	Total, ...	730	1,232	70	159	615	2,128	4,934	43·	

* Including 3 rejected.
† Including 1 rejected.
‡ Including 1 rejected and 1 non-suited.
§ Two non-suited.
‖ Rejected.
¶ Non-suited.

Miscellaneous Cases.

Court.	Instituted.		Decided.				Pending			
			1862.		1863.		*Above 1 year.*		*Total pending on 1st January.*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	142	145	62	120	96	140	...	...	85	92
Principal Sudder Ameen, ...	303	285	108	452	127	304	...	...	109	114
Sudder Ameen, ...	1,947	1,807	856	1,603	888	1,860	...	...	416	363
Moonsiffs, ...	6,420	6,660	3,785	6,294	4,502	6,663	...	4	805	864
Total, ...	8,812	8,897	4,811	8,469	5,613	8,967	...	4	1,415	1,433
Increase, ...	...	85	...	...	802	498	...	4	...	18
Decrease, ...	...	...	...	...	...	...	...	...	...	...

Applications for Execution of Decrees.

Year.	*Number of applications for execution of Decrees.*				Percentage of Column 2 to Column 5.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.	
1863, ...	1,880	941	2,545	5,366	35·
1862, ...	1,584	1,054	2,669	5,307	30·

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at the close of past year.	Instituted during year.	Total.	*Disposed of during the year.*				Pending at close of year.	Percentage of cases reversed or modified to total appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue authorities in 1863.	Percentage of cases appealed to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. Edwards, Officiating Collector, ...	...	4	4	2	...	...	2	2	...	8	50·
„ Moens, Deputy Collector, ...	2	6	8	1	1	...	2	6	50·	43	14·
„ Crosthwaite, Ditto, ...	4	...	4	2	2	...	4	...	50·	14	...
„ Colvin, Deputy do. of Pileebheet,	3	6	9	4	3	...	7	2	43·	9	67·
„ Low, ditto ditto, ...	...	...	...	...	...	...	...	...	...	...	...
„ Wilson, ditto ditto, ...	3	41	44	24	13	1	38	6	34·	85	48.
Khyr-ood-deen, ditto ditto, ...	9	5	14	6	1	2	9	5	11·	10	50·
Ameer Alee ditto do. of Pileebheet,	1	2	3	...	...	2	2	1	...	7	29·
Gunga Pershad ditto ditto of Bareilly,	9	14	23	7	15	...	22	1	68·	16	87·
Bhoop Singh, ditto ditto ditto, ...	2	4	6	2	1	2	5	1	20·	7	57.
Budr-ood-deen, ditto ditto ditto, ...	8	4	12	7	3	...	10	2	30·	9	44·
Bukhtawur Singh, do. ditto ditto, ...	7	4	11	...	2	1	3	8	66·	18	22·
Oomrao Singh, ditto ditto ditto, ...	...	1	1	...	...	...	...	1	...	14	7·
Salah-ood-deen, ditto ditto ditto, ...	2	1	3	...	3	...	3	...	100·	1	100·
Nadir Hossein, ditto ditto ditto, ...	...	...	...	...	...	...	...	...	...	1	...
Mr. Clarke, ditto ditto ditto, ...	3	...	3	...	1	...	1	2	...	...	...
Total, ...	53	92	145	55	45	8	108	37	42·	242	38·
Mr. Carmichael, Collector, ...	2	...	2	...	2	...	2	...	...	...	...
„ Clarke, Officiating Ditto, ...	...	1	1	...	...	...	...	1	...	5	20·
Salamut Roy, Deputy ditto, ...	...	4	4	4	...	...	4	...	100·	79	5·
Mr. Crosthwaite, Ditto, ...	...	11	11	2	2	...	4	7	50·	125	9·
Kalka Pershad, Ditto, ...	...	...	...	...	...	...	...	...	...	...	...
Pearey Lall, Ditto, ...	...	...	...	...	...	...	...	...	...	...	...
Total, ...	2	16	18	6	4	...	10	8	40·	209	7·
Grand Total, ...	55	108	163	61	49	8	118	45	42.	451	22·

Operation of Section 24, Act VIII. of 1859, and 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	*Operation of Section 24, Act VIII. of 1859.*				*Operation of Section 169, Act XXV. of 1861.*				*Operation of Section 170, Act XXV. of 1861.*				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Mr. Dunlop, Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Kassim Alee Khan, Principal Sudder Ameen,	...	...	...	...	...	...	...	...	1	3	...	...	
Alee Bux, Sudder Ameen, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Jugdumba Pershad, Moonsiff of Suburbs,	...	...	...	...	...	...	...	...	...	...	...	...	
Muksood Alee Khan, Ditto of Peleebheet,	...	...	...	...	...	...	...	...	...	...	...	...	
Ubdool Basit, Ditto of Beesulpore,	...	...	...	...	...	...	...	...	...	...	...	...	
Zuhoor Hossein, Ditto of Islam nuggur, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Amanut Hossein, Ditto of Suheswan,	...	...	...	...	...	...	...	...	1	1	1	...	
Total, ...	...	...	...	...	...	...	...	...	2	4	1	...	

Average Duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. Dunlop, Judge, ...	...	4	24	...	2	28
Kasim Alee Khan, Principal Sudder Ameen, ...	...	3	12	...	2	5
Alee Buksh Khan, Sudder Ameen, ...	...	1	4	...	1	2
Jugdumba Pershad, Moonsiff of Suburbs, ...	...	1	18	...	...	25
Muksood Ulee Khan, Ditto of Peleebheet,	...	1	18	...	...	27
Ubdool Basit, Ditto of Beesulpore,	...	3	10	...	...	16
Zuhoor Hossein, Ditto of Islamnuggur,	...	1	3	...	...	29
Umanut Hossein, Ditto of Suheswan, ...	...	1	...	...	1	...

Personal Attendance of Parties to Suits.

Name of Court and Designation of Officer.	*Cases in which the parties or one of them were before the the Court in person, voluntarily or by summons.*				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. Dunlop, Officiating Judge, ...	28	50	50	128	63	191	67·
Kasim Alee Khan, Principal Sudder Ameen; ...	51	43	73	167	231	398	43·
Alee Buksh, Sudder Ameen, ...	250	400	350	1,000	182	1,182	85·
Jugdumba Pershad, Moonsiff of Suburbs, ...	135	126	389	650	142	792	82·
Muksood Alee Khan, Ditto of Peleebheet, ...	76	150	196	422	72	494	85·
Abdool Basit, Ditto of Beesulpore, ...	72	141	162	375	101	476	79·
Zuhoor Hossein, Ditto of Islamnuggur, ...	99	42	421	562	45	607	93·
Umanut Hossein, Ditto of Suheswan, ...	164	203	221	588	206	794	74·
Total, ...	875	1,155	1,862	3,892	1,042	4,934	79·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Court.	Number of Mouzahs and shares of Mouzahs alienated in execution of decrees of Civil Courts during the year.												Remarks.
		Temporary, Conditional, Partial or Voluntary.						*Involuntary and Permanent under Section 248.*						
		By order of Court under Section 243.		At instance of the Collecter under Section 244.		Total.		Hereditary.		Other.		Total.		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Bareilly.	Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Principal Sudder Ameen, ...	...	...	...	5	...	5	...	14	...	9	...	23	
	Sudder Ameen, ...	...	...	...	...	...	...	...	32	...	9	...	41	
	Moonsiff of Suburbs.													
	Ditto of Peleebheet, ...	...	...	...	...	...	...	...	17	...	3	...	20	
	Ditto of Beesulpore, ...	...	4	...	...	...	...	...	...	...	...	...	...	
	Ditto of Islamnuggur, ...	...	...	...	...	...	4	...	13	...	...	...	13	
	Ditto of Suheswan, ...	...	...	...	7	...	7	...	29	...	...	...	29	
		...	...	...	11	...	11	...	64	...	...	...	64	
	Total, ...	...	4	...	23	...	27	...	169	...	21	...	190	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	Average number of regular cases decided per mensem on their Merits and Ex parte.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Mahomed Kasim Alee Khan,	7	23	10·	8·	4 11	2 5	43·	

Sudder Ameen's Work.

Name of Sudder Ameen.	Average number of regular cases decided per mensem on their Merits and *Ex parte*.	Percentage of cases appealed of appealable cases.	Percentage reversed or modified, to total appeals tried.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
				M. D.	M. D.		
Moulvee Alee Bux, ...	46	43	27	2 14	1 2	85·	

Moonsiffs' Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided per mensem on their Merits and *Ex parte*.	Percentage of cases appealed, to those finally disposed of	Percentage of cases reversed or modified, to total appeals tried.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended, to total number finally disposed of.	Remarks
					M. D.	D.		
Bareilly, ...	Jugdumba Pershad, ...	35	12	22·	1 16	25	82·	
Peleebheet, ...	Muksood Alee Khan, ...	19	8	29·	0 6	27	85·	
Beesulpore, ...	Abdool Basit, ...	25	13	14·	0 5	16	79·	
Islamnuggur, ...	Wuzeer-ood-deen, ...	...	...	25·	...	...	93·	
	Zuhoor Hossein, ...	31	7	17·	1 16	29		
Suheswan, ...	Ali-ood-deen, ...	...	...	85·	1 14	30	74·	Amanut Hossein took charge of the Moonsiffee on 30th March, 1863.
	Mobaruck-ool-la, ...	41	4	43·				
	Amanut Hossein, ...	43	7	33·				

Results of Tulubana and Muzkoorie Returns.

Name of Court.	Number of Peons.	Amount of Tulubana after payment of 4th to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Judge, ...	5	351 4 0	324 0 0	27 4 0	...	
Principal Sudder Ameen, ...	12	728 7 0	764 7 0	...	36 0	
Sudder Ameen, ...	66	4,113 3 9	3,651 9 11	461 9 10	...	
Moonsiff of Suburbs, ...	32	2,231 10 9	2,057 0 0	174 10 9	...	
Ditto of Peleebheet, ...	14	899 14 6	924 0 0	...	24 1 6	
Ditto of Beesulpore, ...	24	1,758 12 0	1,560 4 2	198 7 10	...	
Ditto of Islamnuggur, ...	27	1,879 3 6	1,672 5 3	206 14 3	...	
Ditto of Suheswan, ...	36	2,329 5 0	2,294 4 6	35 0 6	...	
Total, ...	216	14,291 12 6	13,247 14 10	1,103 15 2	60 1 6	Net gain Rs. 1,043 13 8.

Income of Stamps and Costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judge's salaries and Establishments exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen,	12,887 6 0	274 0 0	12,613 6 0	8,880 0 0	3,733 6 0	...	
Sudder Ameen, ...	17,260 11 0	586 8 0	16,674 3 0	3,960 0 0	12,714 3 0	...	
Moonsiff of Suburbs, ...	5,660 1 6	59 0 0	5,601 1 6	2,640 0 0	2,961 1 6	...	
Ditto of Peleebheet,	3,586 10 0	66 8 0	3,520 2 0	3,360 0 0	160 2 0	...	
Ditto of Beesulpore,	3,089 12 0	26 0 0	3,063 12 0	2,640 0 0	423 12 0	...	
Ditto of Islamnuggur,	4,137 8 0	45 8 0	4,092 0 0	2,790 0 0	1,302 0 0	...	
Ditto of Suheswun, ...	6,226 12 0	24 8 0	6,202 4 0	2,518 0 6	3,684 3 6	...	
Total, ...	52,848 12 6	1,082 0 0	51,766 12 6	26,788 0 6	24,978 12 0	...	

J. SIMSON,

Register.

ZILLAH GORUCKPORE.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864
Judge, ...	1,082	822	260	274	451	457	1	...	480	13?
Principal Sudder Ameen, ...	74	99	530	547	1,032	1,049	3	7	333	14?
Sudder Ameen and 1st Grade Moonsiff, ...	547	782	855	1,008	732	841	...	...	133	101
Moonsiffs, ...	1,069	2,099	2,346	2,725	1,917	2,121	...	...	115	139
Total, ...	3,672	3,802	3,991	4,554	4,132	4,468	4	7	1,061	516
Increase, ...	...	130	...	...	141	...	...	3	...	...
Decrease, ...	...	...	...	...	...	86	...	...	...	545

Proportion per cent. of Cases decidsd on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	*Total number of Cases disposed of during the year.*								
		Ex parte.	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or withdrawn.	By decision on Merits.	Total.	Proportion per cent. of Cases decided on their Merits, to total number decided.	Remarks.
Judge, ...	Mr. C. R. Lindsay, ...	...	...	7	5	1	444	457	97·	
Principal Sudder Ameen, ...	Mooftee Asud-ool-lah, ...	6	18	8	2	6	574	614	93·	
Ditto (deputed), ...	Syud Pygumber Buksh,	5	...	...	7	2	421	435	96·	
Sudder Ameen and Moonsiff 1st Grade,	Syud Kasim Ali, ...	41	236	21	66	43	434	841	51·	
Moonsiff of Captain-gunge, ...	Mahomed Hossein, ...	14	161	...	27	7	89	298	30·	
	Mahomed Ruheem-ool-lah,	8	128	7	16	12	83	249	33·	
Ditto of Bansee, ...	Shah Abdoollah, ...	25	167	13	4		235	456	51·	
Ditto of Bansgaon,	Mahomed Ruheem-ool-lah,	23	16	4	10	5	166	224	74·	
	Mahomed Burkut Ali, ...	15	103	11	20	19	105	273	38·	
Ditto of Deoreea,	Moonshee Lukput Rai,...	33	214	69	19	58	228	621	36·	
	Total, ...	170	1,043	140	176	160	2,779	4,468	62·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			1862.		1863.		*Above 1 year.*		*Total pending on 1st January.*	
	1862.	1863.	Decided on Merits.	Finally disposed of.	Decided on Merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	646	537	521	568	567	628	...	...	165	76
Principal Sudder Ameen,	583	595	251	570	322	603	...	...	236	247
Sudder Ameen and Moonsiff 1st Grade, ...	3,763	3,951	2,371	3,732	2,470	4,172	...	...	556	338
Moonsiffs, ...	6,221	5,662	4,600	7,008	4,328	5,599	...	...	587	661
Total, ...	11,231	10,745	7,743	11,878	7,687	11,002	...	...	1,544	1,322
Increase, ...	...	...	...	...	...	...	...	...	...	...
Decrease, ...	...	468	...	...	56	876	...	...	...	222

Execution of Decrees.

Year.	*Number of Applications for Execution of Decrees.*				Percentage of Column 2 to Column 5.	Remarks.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.		
1863, ...	1,689	1,992	1,232	4,913	34·	
1862, ...	1,652	767	2,67	5,090	32·	

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during year.	Total.	*Disposed of during the year.*				Pending at close of year.	Percentage of cases reversed or modified, to total appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue authorities in 1863.	Percentage of cases appealed, to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. G. Ouseley, Collector of Goruckpore, ...	...	3	3	1	1	...	2	1	50·	...	...
„ J. J. F. Lumsden, Dy. Collr. of ditto, ...	1	7	8	2	2	...	4	4	50·	5	...
„ F. E. Elliott, Asst. ditto of ditto, ...	...	...	...	...	...	...	...	...	...	3	...
„ H. L. P. Wynne, ditto of ditto, ...	1	17	18	13	4	...	17	1	23·	...	...
„ P. J. White, Depy. ditto of ditto, ...	3	...	3	3	...	...	3	...	...	4	...
„ B. Alone. ditto of ditto, ...	29	47	76	37	33	1	71	5	46·	61	77·
„ K. M. Nicholson, ditto of ditto, ...	10	14	24	11	9	1	21	3	42·	55	25·
„ J. Vaughan, ditto of ditto, ...	...	7	7	2	4	...	6	1	66·	...	...
Baboo Pearee Mohun, ditto of ditto, ...	21	18	39	25	13	1	39	...	33·	57	31·
Moulvee Nazir Ahmud ditto of ditto, ...	...	42	42	3	2	...	5	37	40·	144	29·
„ Mahomed Kureem, ditto of ditto, ...	1	1	2	1	1	...	2	...	50·	33	3·
Moonshee Pragdutt, ditto of ditto, ...	...	1	1	...	...	...	...	1	...	9	11·
Moulvee Fyz-ood-deen, Tehseeldar, Circle I, ...	...	11	11	1	2	...	3	8	66·	98	11·
Moonshee Sheosahay Singh, ditto Circle II, ...	...	7	7	1	2	...	3	4	66·	16	43·
Mahomed Tukee, ditto Circle IV, ...	...	...	...	...	...	...	...	...	...	1	...
Moulvee Mahomed Jawal, ditto Circle V, ...	...	1	1	...	1	...	1	...	100·	...	...
Thakoor Guneish Dutt, ditto Circle VI, ...	...	3	3	1	1	...	2	1	50·	49	6·
Sheikh Mahomed Zuhur Ushruf do. Circle VII, ...	...	23	23	9	5	1	15	8	33·	280	8·
Total, ...	66	202	268	110	80	4	194	74	41·	815	24·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII of 1859.				Operation of Section 169, Act XXV of 1861.				Operation of Section 170, Act XXV of 1861.				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Judge, ...	3	4	2	1	...	...	...	...	...	...	...	...	1 Died.
Principal Sudder Ameen, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Ditto (deputed,) ...	...	...	...	...	...	...	...	...	...	...	...	...	
Sudder Ameen and 1st Grade Moonsiff, ...	...	...	...	...	...	...	...	...	1	1	...	...	The Defendant is under trial.
Moonsiff of Captaingunge,...	...	...	...	...	...	...	...	...	...	...	...	...	
Ditto of Bansee, ...	1	1	...	1	...	...	...	...	...	...	...	...	
Ditto of Bansgaon,	...	...	...	...	1	1	...	1	...	...	...	...	
Ditto of Deoreea, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Total, ...	4	5	2	2	1	1	...	1	1	1	...	...	

Average Duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. C. R. Lindsay, Officiating Judge, ...	...	4	20	...	3	29
Mooftee Assud-ool-lah, Principal Sudder Ameen, ...	...	8	...	...	7	28
Syud Pygumber Buksh, ditto (deputed,) ...	...	4	11	...	5	11
Syud Kasim Ali, Sudder Ameen and 1st Grade Moonsiff, ...	...	2	12	...	1	17
Mahomed Hossein, Moonsiff of Captaingunge, ...	...	1	25	...	...	21
Mahomed Ruheem-ool-lah, Moonsiff of ditto, ...	...	2	2	...	...	23
Shah Abdoollah do. of Bansee, ...	...	...	29	...	...	18
Mahomed Ruheem-ool-lah, do. of Bansgaon, ...	...	1	21	...	1	21
Mahomed Burkut Ali, do. of ditto, ...	...	...	...	...	...	19
Moonshee Lukput Rai, of Deoreea, ...	...	1	6	...	1	...

Personal Attendance of parties to Suits.

Designation of Court and Name of Presiding Officer.		Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance, to total cases decided.
		In which plaintiff was personally before the Court.	In which defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Judge,	Original, ...	...	...	...	...	1	1	...
	Appeal, ...	1	1	9	11	445	456	2·
Principal Sudder Ameen,	Original, ...	21	21	43	85	36	121	70·
	Appeal, ...	61	50	63	174	319	493	35·
Principal Sudder Ameen, (deputed,)	Original, ...	...	...	...	...	...	...	...
	Appeal, ...	47	36	50	133	302	435	30·
Sudder Ameen and Moonsiff 1st Grade, ...		163	156	311	630	211	841	75·
Moonsiff of Captaingunge, ...		15	16	492	523	24	547	95·
Ditto of Bansee, ...		25	9	415	449	7	456	98·
Ditto of Bansgaon, ...		60	67	228	355	42	497	71·
Ditto of Deoreea, ...		66	166	301	533	88	621	86·
Total, ...		459	522	1,912	2,893	1,575	4,468	65·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of Decrees of Civil Courts during the year.												Remarks.
		Temporary, Conditional, Partial, or Voluntary.						*Involuntary and permanent under Section 248.*						
		By order of Court under Section 243.		At instance of the Collector under Section 244.		Total.		Hereditary.		Other.		Total.		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
Gorruckpore.	Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Principal Sudder Ameen,	...	2	...	20	...	22	2	25	...	7	2	32	
	Sudder Ameen and 1st Grade Moonsiff, ...	...	11	...	4	...	15	...	40	1	8	1	48	
	Moonsiff of Captaingunge,	...	2	...	5	...	7	...	21	...	...	...	21	
	Ditto of Bansee, ...	...	4	...	2	...	6	...	9	...	...	...	9	
	Ditto of Bansgaon, ...	...	2	...	5	...	7	...	11	...	2	...	13	
	Ditto of Deoreea, ...	...	...	...	...	...	...	...	12	...	2	...	14	
	Total, ...	...	21	...	36	...	57	2	118	1	19	3	137	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	Average number of regular Cases decided on their Merits and Ex parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Mooftee Assud-ool-lah Khan, ...	8	41	11·	41·	2 25	7 28	70·	Decided only appeals.
Syud Pygumber Buksh (deputed,) ...	...	142	...	...	...	5 11	...	

Sudder Ameen's Work.

Name of Sudder Ameen and 1st Grade Moonsiff.	Average number of regular Cases decided on their Merits and Ex parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Syud Kasim Ali, ...	41	...	64·	23·	1 14	1 17	75·	

Moonsiffs' Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular Cases decided on their Merits and *Ex parte* per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage of cases reversed or modified, to total appeals tried.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended, to total number disposed of.	Remarks.
					M. D.	M. D.		
Captaingunge,	Mahomed Hossein, ...	17	16·	30·	0 0	0 21	...	
	Ditto Raheem-ool-lah,	16	6·	36·	1 0	0 23	95·	
Bansee, ...	Shah Abdoollah, ...	23	11·	26·	0 18	0 18	98·	
Bansgaon,	Mahomed Ruheem-ool-lah,	32	29·	38·	0 0	1 21	...	
	Ditto Burkut Ali, ...	22	10·	20·	0 18	0 19	71·	
Deoreea, ...	Moonshee Lukput Rai, ...	28	12·	26·	0 23	1 0	86·	

Financial Results of Muzkoorie and Tulubanah Returns

Name of Court and Presiding Officer.	Number of Peons.	Amount of Tulubanah after payment of ¼ to the Nazir of Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	33	2,164 12 8	1,899 12 5	265 0 3		
Principal Sudder Ameen, ...	37	2,361 3 9	2,074 8 6	286 11 3		
Sudder Ameen and 1st Grade Moonsiff,	79	4,783 14 10	4,554 7 5	229 7 5		
Moonsiff of Captaingunge, ...	52	2,802 2 3	2,804 4 7	...		
Ditto of Bansee, ...	40	2,246 3 3	2,065 11 6	180 7 9		
Ditto of Khaleelabad, ...	...	...	...	...		
Ditto of Bansgaon, ...	47	2,384 8 6	2,450 3 5	...		
Ditto of Munsoorgunge, ...	...	...	...	...		
Ditto of Pudrowadh, ...	...	...	...	...		
Ditto of Deoreea, ...	51	3,198 10 6	2,551 11 7	646 14 11		
Ditto of Goruckpore, ...	...	...	...	...		
Total, ...	339	19,941 7 9	18,400 11 5	*1,540 12 4		* After deduction of Rs. 67-13-3 on account of deficit in the Captaingunge and in the Bansgaon Moonsiffs' Courts at the end of the year.

Income of Stamps and Costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judge's salaries and Establishment exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen, ...	13,615 0 0	100	13,515 0 0	6,600 0 0	6,915 0 0	...	
Principal Sudder Ameen, (deputed,) ...	680 0 0	...	680 0 0	...	680 0 0	...	
Sudder Ameen and 1st Grade Moonsiff, ...	10,616 8 0	48	10,568 8 0	3,960 0 0	6,608 8 0	...	
Moonsiff of Captaingunge, ...	3,608 8 0	...	3,608 8 0	3,063 13 3	544 10 9	...	
Ditto of Bansee, ...	3,413 2 0	...	3,413 2 0	2,533 14 8	879 3 4	...	
Ditto of Bansgaon, ...	3,284 4 0	12	3,272 4 0	2,553 6 11	718 13 1	...	
Ditto of Deoreea, ...	4,658 11 0	...	4,658 11 0	2,626 13 0	2,031 14 0	...	
Total, ...	39,876 1 0	160	39,716 1 0	21,337 15 10	18,378 1 2	...	

J. SIMSON,

Register.

ZILLAH FURRUCKABAD.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January, 1864.			
			1862.		1863.		*Above one year.*		*Total pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	495	411	443	521	493	569	3	...	61	32
Principal Sudder Ameen, ...	89	106	344	394	233	259	...	...	4	14
Sudder Ameen, ...	99	125	67	79	80	95	...	...	19	6
Moonsiffs, ...	2,937	3,827	3,465	4,243	3,139	3,631	1	...	223	136
Total, ...	3,620	4,469	4,319	5,237	3,945	4,554	4	...	307	188
Increase, ...	...	849	....	...	....	...	...	...	....	...
Decrease, ...	...	....	...	...	374	683	...	4	...	119

Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	*Total number of Cases disposed of during the year.*								
		Ex parte.	On Confession.	By Arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on Merits.	Total.	Proportion per cent. of cases decided on their Merits, to the total number decided.	Remarks.
Judge, ...	Mr. F. M. Lind, ...	...	...	4	6	3	74	87	85·	
Officiating Judge, ...	„ M. B. Thornhill,...	32	14	22	49	18	347	482	72·	
Principal Sudder Ameen, ...	Quazee Inayut Hossein Khan, ...	34	18	4	11	15	177	259	68·	
Sudder Ameen, ...	Heth Lall, ...	16	17	2	2	13	45	95	47·	
Moonsiff of Southern Division, ...	Heth Lall, ...	74	187	23	17	65	142	508	28·	
Ditto of Northern Division, ...	Hursuhai. ...	173	167	29	81	91	305	846	36·	
Ditto of Kaimgunj,	Bhugwan Pershad, ...	126	53	45	19	38	190	471	40·	
	Abdool Mujeed, ...	81	74	12	7	13	84	271	31·	
Ditto of Chubramow, ...	Kishen Dyal, ...	111	176	9	38	86	409	829	49·	
Ditto of Kunouj,	Nasir Alee Khan, ...	165	90	21	13	24	393	706	56·	
	Total, ...	812	796	171	243	366	2,166	4,554	48·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending on 1st January.			
			1862.		1863.		*Above one year.*		*Total pending on 1st January*	
	1862.	1863.	Decided on Merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	260	233	225	263	157	193	...	1	23	63
Principal Sudder Ameen,	400	237	211	490	109	285	...	...	23	383
Sudder Ameen and Moonsiffs, ...	10,988	8,174	4,692	10,841	4,432	8,578	...	...	1,548	656
Total, ...	11,648	8,644	5,128	11,594	4,698	9,056	...	1	1,594	1,102
Increase, ...	...	...	...	...	...	...	...	1	...	...
Decrease, ...	...	3,004	...	...	430	2,538	...	...	...	492

Execution of Decrees.

Year.	*Number of Applications for Execution of Decrees.*				Percentage of Column 2 to Column 5.	Remarks.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.		
1863, ...	1,690	1,157	2,653	5,500	31·	
1862, ...	1,678	1,466	4,877	8,021	21·	

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during the year.	Total.	*Disposed of during the year.*				Pending at the close of the year.	Percentage of cases reversed or modified, to total appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of cases appealed, to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. R. C. Oldfield, Officiating Collector, ...	...	8	8	2	3	2	7	1	43·	23	35·
„ H. Wilson, Settlement Officer, ...	...	2	2	...	2	...	2	...	100·	58	5·
„ C. Robertson, Deputy Collector, ...	4	2	6	3	...	3	6	...	...	...	...
„ A. Boulderson, Ditto Ditto, ...	...	3	3	1	2	...	3	...	67·	11	27·
„ E. G. Jenkinson, Ditto Ditto, ...	...	8	8	3	5	...	8	...	62·	116	7·
„ W. Tyrrell, Assistant Ditto, ...	1	20	21	5	15	1	21	...	71·	78	26·
„ J. G. Robertson, Ditto Ditto, ...	...	2	2	...	2	...	2	...	100·	3	66·
„ P. Niblett, Deputy Ditto, ...	...	1	1	...	...	1	1	...	...	...	...
Moonshee Gunga Pershad, Ditto Ditto, ...	...	8	8	2	3	3	8	...	37·	106	8·
Heth Ram, Tehseeldar of Mohumdabad, ...	1	6	7	3	3	1	7	...	43·	107	6·
Ram Narain, Ditto of Kunouj, ...	1	8	9	3	5	1	9	...	56·	70	11·
Kishen Lall, Ditto of Chubramow, ...	1	9	10	6	1	...	7	3	14·	47	19·
Fuzl Ahmud, Ditto of Kaimgunj, ...	...	6	6	3	3	...	6	...	50.	55	11·
Nujm-ood-deen, Ditto of Tirwa, ...	...	2	2	...	2	...	2	...	100·	36	6·
Mahomed Mobeen, Deputy Collector, ...	...	...	...	...	...	...	...	...	...	19	...
Total, ...	8	85	93	31	46	12	89	4	52·	709	12.

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Quazee Inayut Hossein Khan, Principal Sudder Ameen, ...	2	2	2	...	...	...	...	...	...	...	...	...	
Nuseer Allee Khan, Moonsiff of Kunouj, ...	...	...	...	...	1	4	1	3	...	...	...	...	
Total, ...	2	2	2	...	1	4	1	3	...	...	...	...	

Average duration of Suits.

Name and Designation of Officers.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. F. M. Lind, Judge, ...	...	*2	19	...	1	5
„ M. B. Thornhill, Officiating Judge, ...				...	...	20
Quazee Inayut Hossein Khan, Principal Sudder Ameen, ...	...	1	16	...	...	24
Heth Lall, Sudder Ameen of Furruckabad, ...	...	1	17	...	1	29
Heth Lall, Moonsiff of Southern Division, ...	...	1	7	...	1	6
Hursuhai, Ditto of Northern Division, ...	...	...	24	...	...	18
Bhugwan Pershad, Ditto of Kaimgunj, ...	...	...	29	...	...	15
Abdool Mujeed, Ditto of Ditto, ...	...	...	...	...	...	20
Kishen Dyal, Ditto of Chubramow, ...	...	1	7	...	...	24
Nuser Allee Khan, Ditto of Kunouj, ...	...	2	7	...	...	20
Ahmud-ool-lah, Ditto of Doondwara, ...	...	1	27	...	...	...

Personal attendance of parties to Suits.

Designation of Court and Name of Presiding Officer.		Cases in which the paties or one of them were personally before the Court voluntarily or by summons.				Cases of Non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to the total number disposed of.	Remarks.
		In which plaintiff was personally before the Court.	In which defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.				
Mr. F. M. Lind, Judge, and ...	Original,	43	7	87	137	47	184	74·	
„ M. B. Thornhill, Offg. Judge, ...	Appeals,	72	72	136	280	105	385	73·	
Quazee Inayut Hossein Khan, Principal Sudder Ameen, ...	Original,	51	23	81	155	27	182	85·	
	Appeals,	8	16	46	77	7	77	90·	
Heth Lall, Sudder Ameen and Moonsiff of Southern Division, Furruckabad, ...		101	185	276	562	41	603	93·	
Hursuhai, Moonsiff of Northern Division,		222	19	533	774	72	846	91·	
Bhugwan Pershad, Ditto of Kaimgunj, ...		134	4	315	453	18	471	96·	
Abdool Mujeed, Ditto of Ditto, ...		83	10	170	263	8	271	97·	
Kishen Dyal, Ditto of Chubramow, ...		105	91	607	803	26	829	97·	
Nuser Allee Khan, Ditto of Kunouj, ...		168	104	391	663	43	706	94·	
Total, ...		987	531	2,642	4,160	394	4,554	91·	

* Messrs. Spankie and Lindsay.

Operation of Sections 243, 244, and 248 Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and shares of Mouzahs alienated in execution of decrees of Civil Courts during the year.												
		Temporary, Conditional, Partial, or Voluntary.						*Involuntary and permanent under Section 248.*						
		By order of Court under Section 243.		At instance of the Collector under Section 244.		Total.		Hereditary.		Other.		Total.		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Furruckabad.	Judge, ...	...	...	...	1	...	1	...	...	...	...	...	...	
	Principal Sudder Ameen,	...	3	...	...	...	3	1	13	...	1	1	14	
	Sudder Ameen and Moonsiff of Southern Division,	...	1	...	3	...	4	...	24	...	...	...	24	
	Moonsiff of Northern Division, ...	...	26	...	6	...	32	...	16	...	...	...	16	
	Ditto of Kaimgunj, ...	...	12	...	4	...	16	...	57	...	1	...	58	
	Ditto of Chubramow,	...	...	...	10	...	10	...	24	...	1	...	25	
	Ditto of Kunouj, ...	...	3	...	...	...	3	...	11	...	...	...	11	
	Total, ...	...	45	...	24	...	69	1	145	...	3	1	148	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular cases disposed of per mensem, on Merits and Ex parte.*		Percentage of cases appealed, to appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
Cazee Inayut Hossein Khan, Principal Sudder Ameen, ...	12	6	17·	50·	19 Days.	24	87·	

Sudder Ameen's Work.

Name of Sudder Ameen.	*Average number of regular cases disposed of per mensem on Merits and Ex parte.*		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
						M. D.		
Heth Lall, Sudder Ameen, ...	5	...	47·	48·	23 Days.	1 29	93.	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases disposed of per mensem on merits and *ex parte*.	Percentage of cases appealed, to those finally disposed of.	Percentage of cases reversed or modified, to total appeals tried	Number of days work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties attended, to total number finally disposd of.	Remarks.
						M. D.		
Southern Division,	Heth Lall, ...	20·	6.	23·	12 Days.	1 6	93·	
Northern Ditto, ...	Hurnâhai, ...	42·	12·	31·	12 „	0 18	91·	
Kaimgunj,	Bhugwan Pershad, ...	45·	4·	11·	...	0 15	96·	
	Abdool Mujeed, ...	44·	2·	29·	9 „	0 20	97·	
Chubramow, ...	Kishen Dyal, ...	44·	7·	26·	24 „	0 24	97·	
Kunouj, ...	Nasir Alli Khan, ...	48·	9·	25·	12 „	0 20	94·	

Financial results of Muzkoorie and Tulubana returns.

Name of Court.	Number of Peons.	Amount of Tulubana after payment of one-fourth to the Nazir of the Court.	Amount of Salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Judge, ...	6	541 7 5	343 10 0	197 13 5	...	
Principal Sudder Ameen, ...	16	834 7 6	1,044 0 0	...	209 8 6	
Sudder Ameen and Moonsiff of Southern Division, Furruckabad,	21	1,570 5 9	1,320 3 2	250 2 7	...	
Moonsiff of Northern Division, ...	18	1,302 2 0	1,188 0 0	114 2 0	...	
Ditto of Kaimgunj, ...	20	1,787 8 6	1,320 0 0	467 8 6	...	
Ditto of Chubramow, ...	24	1,996 14 9	1,432 13 0	564 1 9	...	
Ditto of Kunouj, ...	26	1,815 8 4	1,708 1 6	107 6 10	...	
Total, ...	131	9,848 6 9	8,356 11 8	1,701 3 1	209 8 6	

Income of Stamps and Cost of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen,	10,198 0 0	155 0 0	10,043 0 0	6,600 0 0	3,443 0 0	...	
Sudder Ameen and Moonsiff of Southern Division, ...	8,479 11 0	120 0 0	8,359 11 0	3,960 0 0	4,399 11 0	...	
Moonsiff of Northern Division, ...	5,722 0 0	98 8 0	5,623 8 0	2,640 0 0	2,983 8 0	...	
Ditto of Kaimgunj,	5,077 0 0	31 8 0	5,045 8 0	2,661 0 0	2,384 8 0	...	
Ditto of Chubramow,	5,550 10 0	134 0 0	5,416 10 0	2,577 0 0	2,839 10 0	...	
Ditto of Kunouj, ...	5,050 0 0	47 8 0	5,002 8 0	3,360 0 0	1,642 8 0	...	
Total, ...	40,077 5 0	586 8 0	39,490 13 0	21,798 0 0	17,692 13 0	...	

JAMES SIMSON,

Register.

ZILLAH MIRZAPORE.

Regular files.

Court.	Instituted.		Disposed of				Pending on 1st January, 1864.			
			1862.		1863.		*Above one year.*		*Total pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	261	262	192	224	210	225	14	...	208	130
Principal Sudder Ameen, ...	411	574	629	739	524	628	...	...	78	145
Moonsiff, ...	821	1,018	937	1,158	810	1,010	...	...	74	100
Total, ...	1,493	1,854	1,758	2,121	1,544	1,863	14	...	360	375
Increase, ...	...	361	...	...	...	...	...	...	...	15
Decrease, ...	...	...	...	...	214	258	...	14	...	...

Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	*Total number of Cases disposed of during the year.*								
		Ex parte.	On Confession.	By Arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on Merits.	Total.	Proportion per cent. of cases decided on their Merits, to the total number decided.	Remarks.
Judge, ...	Mr. Fane, ...	2	...	5	...	15	203	225	90·	
Principal Sudder Ameen, ...	Hubeeb-ool-lah Khan, ...	58	99	35	63	41	332	628	53·	
Moonsiff, ...	Ajoodhea Pershad,	173	263	57	59	141	317	1,010	32·	
	Total, ...	233	362	97	122	197	852	1,863	46·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending on 1st January, 1864.			
			1862.		1863.		*Above one year.*		*Total pending on 1st January*	
	1862.	1863.	Decided on Merits.	Finally disposed of	Decided on Merits.	Finally disposed of	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	82	118	73	101	84	106	...	...	10	22
Principal Sudder Ameen, ...	961	800	372	1,047	387	807	...	...	200	248
Moonsiff, ...	1,766	1,587	989	2,028	788	1,605	...	...	201	183
Total ...	2,809	2,505	1,434	3,176	1,259	2,518	...	...	411	453
Increase, ...	...	...	...	...	...	...	...	...	...	42
Decrease, ...	...	304	...	...	175	658	...	...	...	...

Execution of Decrees.

Year.	*Number of Applications for Execution of Decrees.*				Percentage of column 2 to column 5.	Remarks.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.		
1863, ...	483	280	944	1,707	28·	
1862, ...	570	352	1,156	2,078	27·	

Appeals under Act X. of 1859.

Name and Designation of Revenue Officers.	Appeals pending at close of past year.	Instituted during year.	Total.	*Disposed of during year.*				Pending at close of year.	Percentage of cases reversed or modified, to total appeals disposed of.	Cases appealed to the Civil Courts decided by the Revenue authorities in 1863.	Percentage of cases appealed, to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of	Total..				
Mr. McChlery, Collector, ...	...	2	2	...	2	...	2	...	100·	2	100·
„ MacNaghten, Deputy Collector,	2	...	2	2	...	...	2	...	...	...	...
„ Hogg, Ditto ditto, ...	5	1	6	3	3	...	6	...	50·	1	100·
„ Duthoit, Ditto ditto, ...	3	...	3	2	1	...	3	...	33·	...	...
„ Halsey, Ditto ditto, ...	...	1	1	...	1	...	1	...	100·	1	100·
„ Hardinge, Ditto ditto, ...	...	3	3	...	1	...	1	2	100·	8	38·
„ Blunt, Ditto ditto, ...	...	1	1	...	...	...	...	1	...	7	15·
„ Smith, Ditto ditto, ...	...	2	2	...	...	...	...	2	...	14	14·
„ Goodall, Ditto ditto, ...	16	6	22	7	6	8	21	1	28·	84	7·
„ Curwen, Ditto ditto, ...	16	16	32	9	12	3	24	8	50·	95	17·
Rameshur Dyal, Ditto ditto, ...	2	1	3	1	...	2	3	...	...	1	100·
Bisheshur Dyal, Ditto ditto, ...	...	1	1	...	1	...	1	...	100·	1	100·
Noor Ali, Ditto ditto, ...	...	8	8	2	6	...	8	...	75·	7	15·
Total, ...	44	42	86	26	33	13	72	14	46·	221	11·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Judge, Mr. Fane, ...	...	...	...	...	...	...	...	...	1	2	1	1	
Principal Sudder Ameen, Hubeeb-ool-lah Khan, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Moonsiff, Ajoodhea Pershad, ...	...	...	...	...	1	2	2	...	...	...	...	...	
Total, ...	...	...	...	...	1	2	2	...	1	2	1	1	

Average duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. Fane, Judge, ...	1	...	13	...	11	7
Hubeeb-ool-lah Khan, Principal Sudder Ameen,	...	1	24	...	2	3
Ajoodhea Pershad, Moonsiff, ...	...	1	17	...	...	28

Personal attendance of Parties to Suits.

Designation of Court and Name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of Non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance, to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Judge, Mr. Fane, ...	37	30	33	100	125	225	44
Principal Sudder Ameen Hubeeb-ool-lah Khan, ...	88	60	444	592	36	628	94
Moonsiff, Ajoodhea Pershad, ...	211	280	408	899	111	1,010	89
Total, ...	336	370	885	1,591	272	1,863	85

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of Decrees of Civil Courts during the year.												Remarks.
		Temporary, Conditional, Partial, or Voluntary.						*Involuntary and Permanent under Section 248.*						
		By order of Court under Section 243.		At instance of the Collector under Section 244.		Total.		Hereditary.		Other.		Total.		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
Mirzapore,	Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Principal Sudder Ameen,	...	...	...	...	...	...	...	1	...	...	...	1	
	Moonsiff, ...	...	...	...	...	...	...	...	6	...	...	...	6	
	Total, ...	...	...	...	...	...	...	...	7	...	...	...	7	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	Average number of regular cases decided on their merits and ex parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of original cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Hubeeb-oollah Khan, ...	29	6	6	21·	2 24	2 3	94·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on their merits and ex parte per mensem.	Percentage of cases appealed, to those finally disposed of.	Percentage of cases reversed or modified, to total appeals tried.	Number of days' work left pending at the close of year at average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended, to total number finally disposed of.	Remarks.
					M. D.	D.		
Mirzapore, ...	Ajoodhea Pershad,	46	11·	30·	1 6	23	89·	

Financial Results of Muzkoorie and Tulubana Returns.

Name of Court.	Number of Peons.	Amount of Tulubana, after payment of one-fourth to the Nazir of the Court.	Amount of Salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	8	657 1 3	561 5 9	95 11 6	...	
Principal Sudder Ameen, ...	32	2,442 2 6	2,104 5 0	337 13 6	...	
Moonsiff, ...	36	2,578 14 9	2,363 11 0	215 3 9	...	
Total, ...	76	5,678 2 6	5,029 5 9	648 12 9	...	

Income of Stamps and Cost of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Costs of Subordinate Civil Judge's salary and Establishment, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen, ...	15,254 0 0	465 0 0	14,789 0 0	9,000 0 0	5,789 0 0	...	
Moonsiff, ...	6,435 0 0	70 8 0	6,364 8 0	3,331 6 0	3,033 2 0	...	
Total, ...	21,689 0 0	535 8 0	21,153 8 0	12,331 6 0	8,822 2 0	...	

JAMES SIMSON,

Register.

ZILLAH AGRA.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on the 1st January, 1864,			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	382	409	160	190	125	162	5	43	184	240
Principal Sudder Ameen, ...	389	459	700	838	590	638	3	5	94	127
Judge of Small Cause Court, in capacity of Principal Sudder Ameen, ...	...	1	96	113	25	25	18	...	24	...
Sudder Ameens ...	3	...	7	10	...	...	...	...	...	...
Moonsiffs. ...	1,641	2,202	1,937	2,458	1,627	2,084	...	2	170	332
Total, ...	2,415	3,071	2,900	3,609	2,367	2,909	26	50	472	699
Increase, ...	...	656	...	...	...	...	...	24	...	227
Decrease, ...	...	...	...	...	533	700	...	...	...	...

Number and Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total number of Cases disposed of during the year.								
Court.	Name of Presiding Officer.	*Ex parte.*	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or withdrawn.	By Decision on Merits.	Total.	Proportion per cent. of Cases decided on their merits, to the total No. decided.	Remarks.
Judge, ...	Mr. W. S. Paterson,	...	...	...	17	3	55	75	73·	
	„ H. Lushington,	...	1	...	15	2	69	87	79·	
Principal Sudder Ameen, ...	Mahomed Buksh, ...	32	19	...	8	31	455	545	83·	
	Dabee Dial, ...	5	10	...	2	7	69	93	74·	
Judge S. C. Court as P. S. Ameen,	Mr. V. Berkeley, ...	2	...	...	...	...	20	22	91·	
	Mahomed Buksh, ...	1	...	...	...	...	2	3	67·	
Moonsiff of Muttra, ...	Abdool Ruhman, ...	51	148	15	7	77	110	408	27·	
	Khadim Hossein,	58	39	1	14	48	116	276	42·	
Moonsiff of Futiabad, ...	Wazeer Ali, ...	49	72	4	15	29	81	250	32·	
	Hafiz Ruheem, ...	5	19	1	2	7	11	45	24·	
	Nawab Rai, ...	49	100	2	5	30	83	269	31·	
	Nusur-ool-lah Khan	8	29	2	2	12	13	66	20·	
Moonsiff of Julleysur, ...	Gopal Sahai, ...	65	310	26	87	122	100	770	21.	
	Total ...	325	747	51	174	368	1,244	2,909	43·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			1862.		1863.		*Above 1 year.*		*Total pending on 1st January*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed.	1863.	1864.	1863.	1864.
Judge, ...	209	301	111	201	77	320	...	7	59	97
Principal Sudder Ameen, ...	1,892	1,684	535	2,119	500	1,979	1	...	669	417
Judge of Small Cause Court, in capacity of Principal Sudder Ameen, ...	106	90	36	234	60	213	...	...	83	74
Sudder Ameen, ...	60	...	38	112	...	...	...	...	...	...
Moonsiffs, ...	5,477	5,423	2,557	6,999	2,428	5,396	...	...	917	946
Total, ...	7,744	7,498	3,277	9,765	3,155	7,908	1	7	1,728	1,534
Increase, ...	...	...	...	....	...	...	...	6	...	...
Decrease, ...	...	246	...	...	122	1,857	...	...	...	194

Execution of Decrees.

Year.	*Number of Applications for Execution of Decrees.*				Percentage of Columns 2 to 5.	Remarks.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.		
1863, ...	1,037	1,060	3,436	5,533	19·	
1862, ...	1,016	976	4,189	6,181	16·	

Appeals under Act X. of 1859.

	Name and Designation of Revenue Officer.	Appeals pending at the close of past year.	Instituted during the year.	Total.	*Disposed of during the year.*				Pending at the close of year.	Percentage of cases reversed or modified to total of appeals disposed of.	Cases appealable to the Civil Court, decided by the Revenue Authorities in 1863.	Percentage of Cases appealed, to Cases decided by Revenue Officers.
					Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Agra.	Mr. A. L. M. Phillipps, Collector,	6	3	9	2	3	4	9	...	33·	3	100·
	„ A. R. Pollock Do. ...	...	2	2	...	...	1	1	1	...	2	100·
	„ A. C. Lyall, Deputy Do. ...	...	13	13	...	...	3	3	10	...	156	8·
	„ D. M. Gardner, Assistant Do.,	5	6	11	4	1	4	9	2	11·	27	22·
	„ W. Kaye, Ditto Do.	...	9	9	...	...	...	...	9	...	70	13·
	„ T. A. Brown, Deputy Do.	6	2	8	...	1	5	6	2	17·	12	17·
	Chowbey Dhunput Rai, Dy. Do.	2	12	14	1	1	1	3	11	33·	184	7·
	Ikram Ali Ditto Ditto	...	1	1	...	...	...	...	1	...	1	100·
Meerut.	Mr. J. R. Best, Collector, ...	...	...	...	...	...	...	...	...	...	...	...
	„ W. C. Plowden, Ditto, ...	...	2	2	...	...	1	1	1	...	20	10·
	„ H. D. Robertson, Ditto, ...	2	...	2	...	2	...	2	...	100·	...	...
	„ R. Wall, Assistant Ditto, ...	...	...	...	...	...	...	...	...	...	...	...
	„ R. H. M. Warrand, Do. Do.	3	1	4	1	1	1	3	1	33·	9	10·
	„ W. Kaye, Do. Do,	3	2	5	1	1	1	3	2	33·	34	6·
	„ E. S. Robertson, Do. Do.	...	8	8	...	...	2	2	6	...	73	11·
	„ F. Henvey, Do. Do.	...	1	1	...	...	...	...	1	...	13	8·
	Total, ...	27	62	89	9	10	23	42	47	24·	604	10·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Mr. W. S. Paterson, Judges,	...	...	...	...	...	...	...	...	...	...	...	...	
„ H. Lushington, Judges,	...	...	...	...	...	...	...	...	...	...	...	...	
Mahomed Buksh, P. S. Ameens,	...	...	...	...	...	...	...	...	1	1	...	1	
Dabee Dyal, P. S. Ameens,	...	...	...	...	...	...	...	...	...	...	...	...	
Ubdool Ruhman, Moonsiffs of	...	...	...	...	...	...	...	...	...	...	...	...	
Khadim Hossein. Muttra,	...	...	...	...	...	...	...	...	...	...	...	...	
Wazeer Ali,	...	...	...	...	...	...	...	...	...	...	...	...	
Hafiz Ruheem, Ditto of	...	...	...	...	...	...	...	...	...	...	...	...	
Nawab Rai, Futtiabad,	1	*1	...	...	...	...	...	...	...	...	...	...	
Nassur-oollah Khan	...	...	...	...	...	...	...	...	...	...	...	...	
Gopal Sahai, ditto of Julleysur,	1	1	1	...	...	...	...	...	...	...	...	...	*Not yet disposed of by the Criminal Authorities.
Total, ...	2	2	1	...	...	...	...	...	1	1	...	1	

Average duration of Suits.

Name and Designation of Court.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. W. S. Paterson, Judge, ...	...	8	26	...	10	20
Mr. V. Berkeley, Judge S. C. C. as P. S. Ameen,	...	6	18	...	9	9
Mahomed Buksh, Principal Sudder Ameen, ...	...	1	29	...	1	15
Khadim Hossein, Moonsiff of Muttra, ...	...	1	5	...	...	29
Nassur-oollah ditto of Futtiabad, ...	...	2	16	...	1	...
Gopal Sahai, ditto of Julleysur, ...	...	1	13	...	1	7

Personal Attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.	Cases in which the parties or one of them were personally before the Court voluntarily or by summons.				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. W. S. Paterson, Judge, ...	3	1	2	6	69	75	8·
„ H. Lushington, Officiating Judge, ...	...	2	...	2	85	87	2·
„ V. Berkeley, Judge of Small Cause Court, in capacity of Principal Sudder Ameen, ...	4	...	2	6	19	25	24·
Mahomed Buksh, Principal Sudder Ameen, ...	77	46	291	414	131	545	76·
Dabee Dyal, Principal Sudder Ameen, (Officiating,) ...	5	10	47	62	31	93	67·
Ubdool Ruhman, Moonsiffs of Muttra,	52	163	147	362	46	408	89·
Khadim Hoosein, Moonsiffs of Muttra,	60	66	114	240	36	276	87·
Wazeer Ali,	47	80	63	190	60	250	76·
Hafiz Ruheem, Ditto of Futtiabad,	8	11	19	38	7	45	84·
Nawab Rai, Ditto of Futtiabad,	42	60	123	225	44	269	84·
Nassur-oollah Khan, Ditto of Futtiabad,	9	11	30	50	16	66	76·
Gopal Sahai, ditto of Jalleysur, ...	72	169	335	576	194	770	75·
Total, ...	379	619	1,173	2,171	738	2,909	75.

Operation of Sections 243, 244 and 248, Act VIII. of 1859.

DISTRICT.	Civil Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of Decrees of Civil Courts during the year.												
		Temporary, conditional, partial, or voluntary.						Involuntary and permanent under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Agra.	Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Judge of Small Cause Court, as Principal Sudder Ameen, ...	...	...	...	7	...	7	...	9	...	...	...	9	
	Principal Sudder Ameen, ...	...	76	...	39	...	115	...	33	...	...	...	33	
	Moonsiff of Muttra, ...	...	8	...	25	...	33	...	...	...	40	...	40	
	Ditto of Futtiabad, ...	...	...	...	...	...	...	...	20	...	10	...	30	
	Ditto of Julleysur, ...	...	...	...	4	...	4	...	32	...	12	...	44	
	Total, ...	...	84	...	75	...	159	...	94	...	62	...	156	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular cases decided on their merits and ex-parte per mensem.*		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original.	Appeal.						
					M. D.	M. D.		
Mahomed Buksh, ...	31	18	29·	41·	2 11	1 15	76·	
Dabee Dyal, ...	21	15	30·	...	...		67·	
Mr. V. Berkeley, ...	1	1	8·	18·	...	9 9	24·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases disposed of per mensem on merits and *ex-parte*.	Percentage of cases appealed to those finally disposed of.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at the close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended to total number finally disposed of.	Remarks.
					M. D.	M. D.		
Muttra.	Ubdool Ruhman, ...	25	14·	37·	... ...	... ...	89·	
	Khadim Hoosein, ...	55	10·	17·	1 ...	... 29	87·	
Futtiabad.	Wuzeer Ali, ...	27	19·	42·	... ...	... ...	76·	
	Hafiz Ruheem, ...	17	13·	83·	... ...	... ...	84·	
	Nawab Rai, ...	36	11·	37·	... ...	... ...	84·	
	Nussur-oollah Khan, ...	28	...	...	2 10	1 ...	76·	
Julleysur.	Gopal Sahai, ...	21	4·	54·	1 28	1 7	75·	

Financial results of Muzkoorie and Tulubanah Returns.

Name of Court.	Number of Peons.	Amount of Tulubanah after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	8	502 9 6	576 0 0	0 0 0	73·6·6	
Principal Sudder Ameen, ...	62	4,173 6 3	4,071 8 0	101 14 3	...	
Moonsiff of Muttra, ...	39	2,858 14 6	2,565 0 0	293 14 6	...	
Ditto of Futtiabad, ...	37	2,315 11 6	2,269 6 2	46 5 4	...	
Ditto of Julleysur, ...	32	2,126 8 6	1,923 6 6	203 2 0	...	
Total, ...	178	11,977 2 3	11,405 4 8	645 4 1	73·6·6	

Income of Stamps and cost of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' salaries and Establishment exclusive of the Zillah Judge.	Net gain to Government.	Less to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen,	18,514 8 0	169 0 0	18,345 8 0	6,600 0 0	11,745 8 0	...	
Moonsiff of Muttra, ...	5,891 0 0	108 8 0	5,782 8 0	3,360 0 0	2,422 8 0	...	
Ditto of Futtiabad, ...	5,306 0 0	126 8 0	5,179 8 0	2,640 0 0	2,539 8 0	...	
Ditto of Julleysur, ...	6,305 7 0	82 0 0	6,223 7 0	2,766 9 0	3,456 14 0	...	
Total, ...	36,016 15 0	486 0 0	35,530 15 0	15,366 9 0	20,164 6 0	...	

JAMES SIMSON,

Register.

ZILLAH JOUNPORE.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January. 1864.			
			1862.		1863.		*Above 1 year.*		*Total pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	818	688	343	607	509	559	1	...	218	111
Principal Sudder Ameen, ...	159	117	665	725	348	360	1	...	10	52
Moonsiffs, ...	1,346	1,581	2,394	2,770	1,491	1,635	1	1	263	227
Total, ...	2,323	2,386	3,602	4,102	2,348	2,554	3	1	491	390
Increase, ...	...	63	...	...	...	...	...	...	...	...
Decrease, ...	...	...	...	...	1,254	1,548	...	2	...	101

Proportion per cent. of cases decided on their merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	*Total No. of cases disposed of during the year.*							Proportion per cent. of cases decided on their merits to the total number decided.	Remarks.
		Ex-parte.	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or Withdrawn.	By decision on merits.	Total.		
Judges, ...	Mr. M. Thornhill, ... „ H. B. Henderson,	1	...	2	43	7	506	559	90·	
P. S. Ameens, ...	Mahomed Ubdoollah Khan, ... Hussun Ruza, ...	8	10	2	2	10	328	360	91·	
Moonsiff of City,	Mahomed Kamil, ...	63	54	3	35	26	500	681	73·	
Do. of Pergunnah, ...	Sheikh Mehdi Ali,	90	...	13	16	1	406	526	77·	
Ditto of Murriahoo, ...	Shah Ruhut Ali,	37	2	17	15	51	306	428	71·	
	Total, ...	199	66	37	111	95	2,046	2,554	80·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending			
			1862.		1863.		*Above* 1 *year.*		*Total pending on 1st Jan.*	
	1862.	1863.	Decided on Merits.	Finally disposed of.	Decided on Merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	211	178	131	185	173	309	...	...	99	46
Principal Sudder Ameen, ...	630	595	343	722	240	608	...	...	116	133
Moonsiffs, ...	2,556	3,263	1,468	2,604	1,985	3,331	...	...	530	502
Total, ...	3,397	4,036	1,942	3,511	2,398	4,248	...	...	745	681
Increase, ...	...	639	...	...	456	737	...	...	...	...
Decrease, ...	...	...	...	...	...	...	...	...	...	64

Execution of Decrees.

Year.	*Number of Applications for execution of Decrees.*				Percentage of Columns 2 to 5.	Remarks.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.		
1863, ...	655	495	1,079	2,229	29·	
1862, ...	598	397	1,088	2,083	29·	

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at close of past year.	Instituted during year.	Total.	*Disposed of during year.*				Pending at close of year.	Percentage of cases reversed or modified, to total appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of cases appealed, to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. G. Ricketts, Collector, ...	...	18	18	2	15	1	18	...	83·	40	45·
„ C. Grant, Officiating Collector,	...	2	2	2	...	...	2	...	...	10	20·
„ E. G. Jenkinson, Deputy Collector,	...	6	6	4	1	1	6	...	16·	58	10·
„ B. Hardinge, ditto. ditto,	...	10	10	3	3	...	6	4	50·	42	24·
„ W. C. Turner, Assistant ditto,	9	10	19	11	3	5	19	...	15·	...	...
„ W. H. Smith, ditto ditto,	37	34	71	24	30	14	68	3	44·	72	47·
„ C. Girdlestone, ditto ditto,	...	6	6	...	...	...	...	6	...	...	...
„ J. H. Walker, Deputy Collector,	24	25	49	16	24	2	42	7	57·	54	46·
„ H. B. Goodall, ditto ditto,	...	7	7	...	...	...	...	7	...	7	100·
Moonshee Pragdutt, ditto ditto,	34	19	53	20	27	6	53	...	50·	...	...
Syud Toorab Alee, ditto ditto,	...	69	69	24	27	2	53	16	50·	98	70·
Pundit Keshoon Narain, Tehseeldar, with powers of Deputy Collector, ...	...	9	9	...	4	1	5	4	80·	21	43·
Baboo Jugmohun Singh, Deputy Collector, ...	1	2	3	...	1	1	2	1	50·	2	100·
Sheikh Sahib Alee, Deputy Collector, ...	2	23	25	4	10	...	14	11	71·	72	32.
Total, ...	107	240	347	110	145	33	288	59	50·	476	50.

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name and Designation of Court.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
				None									

Average Duartion of Suits.

Name and Designation of Court.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. F. M. Lind, Judge, ...	...	7	5	...	...	...
„ M. Thornhill, ditto, ...						
„ M. Thornhill ditto, ...	...	...	...	...	2	20
„ H. B. Henderson, Judge, ...						
Mahomed Usud-oollah Khan, Principal Sudder Ameen,	...	2	11	...	...	...
Mahomed Ubdoollah Khan, ditto, ...						
Mahomed Ubdoollah Khan, ditto, ...	...	...	...	...	...	28
Mahomed Hussun Ruza Khan, ditto, ...						
Mahomed Kamil, Moonsiff of City, ...	...	4	18	...	1	28
Sheikh Mehdi Ali, ditto of Pergunnah, ...	...	3	10	...	2	9
Mahomed Ubdool Ruhman, ditto of Murriahoo, ...						
Shah Rahut Ali, ditto of ditto, ...	...	2	25	...	1	12
Shah Rahut Ali, ditto of ditto, ...	...	...	...	...	1	12

Personal Attendance of Parties to Suits.

Designation of Court and Name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by summons.				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance, to total cases decided.	Remarks.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.				
Mr. M. Thornhill, Judge, ...	...	...	...	...	...	4	25·	
„ H. B. Henderson, Officiating Judge, ...	...	...	1	1	3			
Mahomed Ubdoollah Khan, P. S. Ameen, ...	6	18	17	41	59	117	43·	
Hussun Ruza Khan, do. do. ...	4	3	3	10	7			
Mahomed Kamil, Moonsiff of the City, ...	94	70	454	618	63	681	90·	
Sheikh Mehdi Ali, do. of Pergunnah, ...	132	93	69	294	232	526	55·	
Shah Ruhut Ali, do. of Murriahoo, ...	63	40	267	370	58	428	86·	
Total, ...	299	224	811	1,334	422	1,756	75·	

Operation of Sections 243, 244 and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of decrees of Civil Courts during the year.												Remarks.
		Temporary, conditional, partial, or voluntary.						Involuntary and permanent under Section 248.						
		By Order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Joonpore.	Judge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Principal Sudder Ameen, ...	...	...	...	5	...	5	...	4	...	9	...	13	
	Moonsiff of City, ...	...	...	...	...	...	...	...	2	...	...	...	2	
	Do. of Pergunnah, ...	...	1	...	2	...	3	...	2	...	..	...	2	
	Do. of Murriahoo, ...	...	...	...	...	...	...	...	1	...	...	...	1	
	Total ...	...	1	...	7	...	8	...	9	...	9	...	18	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular cases decided on their Merits and Ex parte per mensem.*		Percentage of cases appealed to appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of original cases in which one or both parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
					M. D.	D.		
Mahomed Ubdoollah Khan, Hussun Ruza Khan,	8	20	24	42	1 20	28	43	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on their merits and *ex parte* per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage of cases reversed or modified to total appeals tried.	Number of days work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended to total number finally disposed of.	Remarks.
					M. D.	M. D.		
City, ...	Mahomed Kamil, ...	47	27·	21·	2 7	1 28	90·	
Pergunnah. ...	Sheikh Mehdi Ali, ...	42	13·	15·	1 19	2 9	55·	
Murriahoo, ...	Shah Ruhut Ali, ...	30	31·	25·	0 21	1 12	86·	

Financial Results of Muzkoorie and Tulubana Returns.

Court.	Number of Peons.	Amount of Tulubana after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	10	739 11 0	642 8 0	97 3 0	...	
Principal Sudder Ameen, ...	14	788 1 9	753 2 3	34 15 6	...	
Moonsiff of City, ...	30	1,920 0 9	1,887 0 9	33 0 0	...	
Ditto of Pergunnah, ...	18	1,119 0 0	1,112 1 0	6 15 0	...	
Ditto of Murriahoo, ...	14	840 3 9	822 14 2	17 5 7	...	
Total, ...	86	5,407 1 3	5,217 10 2	189 7 ·1	...	

Income of Stamps and cost of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen,	12,099 0 0	243 0 0	11,856 0 0	6,600 0 0	5,256 0 0	...	
Moonsiff of the City, ...	5,007 0 0	34 0 0	4,973 0 0	3,360 0 0	1,613 0 0	...	
Ditto of Pergunnah, ...	3,206 10 0	4 0 0	3,202 10 0	2,640 0 0	562 10 0	...	
Ditto of Murriahoo, ...	2,749 13 0	2 0 0	2,747 13 0	2,640 0 0	107 13 0	...	
Total, ...	23,062 7 0	283 0 0	22,779 7 0	15,240 0 0	7,539 7 0	...	

JAMES SIMSON,

Register.

ZILLAH SAHARUNPORE.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge's Court, ...	391	367	236	253	167	182	...	...	64	60
Principal Sudder Ameen's Court, ...	194	177	505	542	350	364	...	1	49	57
Sudder Ameen's Court,	32	36	22	30	33	41	...	...	12	7
Moonsiff's Court, ...	2,984	3,465	2,026	3,139	2,251	3,447	1	...	400	429
Total, ...	3,601	4,045	2,789	3,964	2,801	4,034	1	1	525	553
Increase, ...	...	444	...	...	12	70	...	...	...	28
Decrease, ...	...	...	...	...	...	...	...	...	...	...

Proportion per cent. of Cases decided on their merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total Number of Cases disposed of.								
Court.	Name of Presiding Officer.	*Ex parte.*	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the total number decided.	Remarks.
Judge's Court, ...	Mr. S. J. Becher, ...	5	...	...	7	8	162	182	89·	
Principal Sudder Ameen, Saharunpoor,	Sookhbasee Lall, ...	13	40	16	...	12	278	359	77·	
Principal Sudder Ameen, Dehra Doon,	Mr. S. Melville, ...	2	1	...	...	2	...	5	...	
Sudder Ameen of do.,	Mr. S. Melville, ...	7	8	3	1	7	15	41	37·	
Moonsiffs of ditto,	Mr. C. A. Daniell, ...	54	26	5	19	93	55	252	22·	
	Mr. S. Melville, ...	73	34	11	24	75	70	287	24·	
Do. of Saharunpore,	Kazim Ulee, ...	84	104	26	16	165	142	537	26·	
Offg. Do., of ditto,	Mankee Doss, ...	53	141	18	12	186	76	486	16·	
Moonsiff of Deobund,	Kishoree Lall, ...	46	47	26	26	215	111	471	24·	
Do. of Moozuffernugger, ...	Gunput Rai, ...	66	179	55	14	201	140	655	21·	
Moonsiff of Shamlee,	Gopal Rai, ...	61	349	75	10	140	124	759	17·	
	Total, ...	464	929	235	129	1,104	1,173	4,034	29·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			1862.		1863.		*Above 1 year.*		*Total Pending on 1st January.*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge's Court, ...	124	124	113	148	104	149	1	...	12	13
P. S. Ameen's do....	850	781	354	951	357	772	...	...	201	215
Sudder Ameen's do.,	48	48	14	44	16	44	...	...	25	30
Moonsiff's do., ...	7,234	6,991	3,550	8,561	3,505	7,561	...	...	934	994
Total, ...	8,256	7,944	4,031	9,704	3,982	8,526	1	...	1,172	1,252
Increase, ...	...	...	...	...	...	...	...	...	...	80
Decrease, ...	...	312	...	...	49	1,178	...	1	...	...

Execution of Decrees.

Year.	Number of Applications for Execution of Decrees.				Percentage of Column 5 to Column 2.	Remarks
	Completely Executed.	Partially Executed.	Struck off.	Total disposed of in every way.		
1863, ...	1,649	1,340	2,940	5,929	28·	
1862, ...	1,617	1,398	3,688	6,703	24·	

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at the close of past year.	Instituted during year.	Total.	Disposed of during the year.				Pending at close of year.	Percentage of cases reversed or modified to total appeals disposed of.	Cases appealable to the Civil Courts decided by the Revenue Authorities in 1863.	Percentage of cases appealed to cases decided by Revenue Authorities.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. H. D. Robertson, Collr.,	...	1	1	...	...	...	...	1	...	...	
„ F. R. Hogg, Dy. do.,	1	1	2	2	...	...	2	...	...	..	...
„ A. J. Lawrence, do. do.,	2	3	5	3	2	...	5	...	40·	110	3
„ C. W. Carpenter, do. do.,	...	1	1	1	...	...	1	...	...	39	2·
„ J. Morgan, do. do.,	2	15	17	12	3	...	15	2	20·	117	13·
Moonshee Nundkishore, do. do.,	...	1	1	...	1	...	1	...	100·	10	10·
Mr. S. J. Martin, Collector,	...	3	3	...	...	3	3	...	...	3	100·
„ W. Lane, Dy. do.,	...	1	1	1	...	...	1	...	...	59	2·
„ A. Colvin, do. do.,	2	1	3	1	...	1	2	1	...	37	3
„ C. Grant, do. do.,	...	1	1	...	...	1	1	...	...	12	-
Koer Doorga Pershad, do. do.,	1	...	1	...	1	...	1	...	100·	..	...
Nanuk Chund, do. do.,	...	4	4	...	1	...	1	3	100·	4	100·
Total, ...	8	32	40	20	8	5	33	7	24·	391	8·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	*Operation of Section 24, Act VIII. of 1859.*				*Operation of Section 169, Act XXV. of 1861.*				*Operation of Section 170, Act XXV. of 1861.*				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Judge's Court, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Principal Sudder Ameen's Court, ...	...	...	...	...	1	1	1	...	...	...	...	...	
Moonsiff of Saharunpoor, ...	...	...	...	...	1	3	1	2	...	...	...	...	
Ditto of Deobund, ...	1	1	1	...	...	...	...	...	...	...	...	...	
Ditto of Shamlee, ...	...	...	...	...	2	2	2	...	...	...	...	...	
Ditto of Moozuffernugger, ...	...	...	...	...	1	5	...	5	...	...	...	...	
Total, ...	1	1	1	...	5	11	4	7	...	...	...	...	

Average duration of Suits.

Name and Designation of Officer.		1862.			1863.		
		Years.	Months.	Days.	Years.	Months.	Days.
Mr. S. J. Becher and Mr. H. B. Henderson, ...		...	8	3	...	...	...
Mr. S. J. Becher, Judge, ...	Original, ...	...	...	...	...	2	22
	Appeal, ...	...	...	...	...	2	23
Sookhbasee Lall, Principal Sudder Ameen of Saharunpore, ...	Original, ...	...	...	7	...	1	6
	Appeal, ...	...	...	3	...	...	29
Mr. S. S. Melville, P. S. Ameen of Dehra Doon, ...		...	2	15	...	5	24
Ditto Ditto Sudder Ameen of ditto, ...		...	3	26	...	4	6
Mr. C. A. Daniell, Moonsiff of ditto, ...		...	2	20	...	4	12
Kazim Ullee, Moonsiff of Saharunpore, ...		...	1	3	...	...	...
Mankee Doss, Officiating Moonsiff of Saharunpore, ...		...	...	...	...	1	8
Kishoree Lall, Moonsiff of Deobund, ...		...	...	24	...	...	17
Sooltan Hussein, Hussein Ruza and Gunput Rai, Moonsiffs of Moozuffernugger, ...		...	...	27	...	...	...
Gunput Rai, ditto ditto ditto, ...		...	...	...	...	1	6
Gopal Rai Sooltan Hussein, Moonsiff of Shamlee, ...		...	1	20	...	...	...
Gopal Rai, ditto ditto of ditto, ...		...	...	...	...	...	27

Personal Attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.	*Cases in which the parties or one of them were before the Court in person voluntarily or by Summons.*				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. S. J. Becher, Judge, Original Suits,	...	...	6	6	1	7	86·
Mr. S. J. Becher, Judge, Appeals, ...	13	11	27	51	124	175	29·
Sookhbasee Lall, Principal Sudder Ameen, ... Original Suits,	14	27	102	143	16	159	90·
Sookhbasee Lall, Principal Sudder Ameen, ... Appeals, ...	32	26	64	122	78	200	61·
Mr. S. S. Melville, Principal Sudder Ameen,	2	1	...	3	2	5	60·
Ditto Sudder Ameen, ...	6	11	13	30	11	41	73·
Mr. C. J. Daniell, Moonsiff of Dehra Doon,	140	30	116	286	253	539	53·
Mankee Doss, Offg. Moonsiff of Seharunpore,	79	104	275	458	28	486	95·
Kishoree Lall, Moonsiff of Deobund, ...	64	4	378	446	25	471	99·
Gunput Rai, ditto of Moozuffernugger,	82	64	458	604	51	655	92·
Gopal Rai, ditto of Shamlee. ...	100	15	632	747	12	759	98·
Kazim Ulee, ditto of Saharunpore, ...	113	93	304	510	27	537	95·
Total, ...	645	386	2,375	3,496	628	4,034	84·

Operation of Sections 243, 244 and 248, Act VIII. of 1859.

DISTRICT.	Civil Court.	NUMBER OF MOUZAHS AND SHARES OF MOUZAHS ALIENATED IN EXECUTION OF DECREES OF CIVIL COURTS DURING THE YEAR.												REMARKS.
		Temporary, conditional, partial or voluntary.						Involuntary and permanent under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Seharunpore.	Judge's Court, ...	...	...	...	...	...	...	1	...	...	...	1	...	
	Principal Sudder Ameen, Saharunpore, ...	...	10	...	...	...	10	1	54	...	...	1	54	
	Principal Sudder Ameen, Dehra Doon, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Sudder Ameen, Dehra Doon,	...	...	...	...	...	...	...	...	...	...	...	...	
	Moonsiff of ditto, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Ditto of Saharunpore, ...	...	2	...	2	...	4	...	67	...	...	...	67	
	Ditto of Deobund, ...	...	...	...	1	...	1	...	59	...	...	...	59	
	Ditto of Moozuffernugger,	...	...	...	...	...	...	...	41	...	...	...	41	
	Ditto of Shamlee, ...	...	...	...	1	...	1	...	39	...	...	...	39	
	Total, ...	...	12	...	4	...	16	2	260	...	...	2	260	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	Average number of regular Cases decided on their merits and ex parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Sookbasee Lall, ...	9	17	14·	42·	1 24	1 6 0 29	90·	
Mr. S. Melville, ...	...	...	...	None.	...	...	...	

Sudder Ameen's Work.

Name of Sudder Ameen.	Average number of regular cases disposed of on merits and ex parte per mensem.		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Mr. S. Melville, ...	2	...	28	...	2 0	4 6	73·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on their merits and *ex parte* per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended, to total number finally disposed of.	Remarks.
					M. D.	M. D.		
Saharunpore,	Kazim Ulee, ...	32	16·	46·	1 18	1 8	95·	
	Mankee Dass, Officiating, ...	26	8·	45·	...	...	91·	
Deobund, ...	Kishoree Lall, ...	17	9·	16·	0 13	0 17	99·	
Moozuffernuggur,	Gunput Rai, ...	22	7·	53·	1 5	1 6	92·	
Shamlee, ...	Gopal Rai, ...	22	6·	17·	0 9	0 27	98·	
Dehra Doon,	Mr. S. Melville, ...	12	5·	36·	6 3	4 12	53·	
	Mr. C. A. Daniell, ...	9	5·	83·	6 3	4 12		

Financial Results of Muzkoorie and Tulubana Returns.

Name of Court.	Number of Peons.	Amount of Tulubana after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge's Court, ...	9	693 15 0	585 13 0	108 2 0	...	
Principal Sudder Ameen of Saharunpore,	30	1,696 9 6	1,696 9 6	...	...	
Ditto of Dehra Doon, Sudder Ameen of ditto, Moonsiff of ditto, ...	14	917 1 6	899 14 9	17 2 9	...	
Ditto of Saharunpore, ...	32	2,059 0 6	1,832 14 11	226 1 7	...	
Ditto of Deobund, ...	20	1,433 15 0	1,419 0 0	14 15 0	...	
Ditto of Moozuffernugger, ...	31	1,848 5 3	1,620 1 11	228 3 4	...	
Ditto of Shamlee, ...	27	1,793 6 3	1,643 6 11	59 15 4	...	
Total, ...	163	10,352 5 0	9,697 13 0	654 8 0	...	

Income of Stamps and costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Costs of Subordinate Civil Judge's salary and Establishment, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
P. S. Ameen of Saharunpore,	9,705 8 0	322 0 0	9,383 8 0	6,600 0 0	2,783 8 0	...	
Ditto of Dehra Doon,	360 8 0	75 0 0	285 8 0			...	
S. Ameen of ditto, ...	1,116 8 0	64 0 0	1,052 8 0	1,200 0 0	3,076 8 0	...	
Moonsiff of ditto, ...	3,181 0 0	242 8 0	2,938 8 0			...	
Ditto of Deobund, ...	4,984 8 0	206 8 0	4,778 0 0	2,640 0 0	2,138 0 0	...	
Ditto of Shamlee, ...	7,233 9 0	226 0 0	7,007 9 0	2,640 0 0	4,367 9 0	...	
Ditto of Moozuffernugger	7,727 12 0	226 0 0	7,461 12 0	3,960 0 0	3,501 12 0	...	
Ditto of Saharunpore,	8,970 0 0	814 8 0	8,155 8 0	3,360 0 0	4,795 8 0	...	
Total, ...	43,279 5 0	2,216 8 0	41,062 13 0	20,400 0 0	20,662 13 0	...	

JAMES SIMSON,
Register.

ZILLAH MORADABAD.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January, 1864.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge's Court, ...	460	457	68	82	176	200	1	...	149	53
Principal Sudder Ameen, ...	122	163	462	485	432	456	1	3	43	149
Sudder Ameen, ...	48	52	75	88	41	44	...	...	1	10
Moonsiff, ...	4,084	4,917	3,844	4,982	3,909	4,931	...	1	382	411
Total, ...	4,714	5,589	4,449	5,637	4,558	5,631	2	4	575	623
Increase, ...	...	875	...	6	109	...	...	2	...	48
Decrease, ...	...	...	...	...	...	6	...	...	...	...

Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total Number of cases disposed of during the year.								
Court.	Name of Presiding Officer.	*Ex parte.*	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to total number decided.	Remarks.
Judge, ...	J. W. Power, Esq.,	...	1	1	21	3	174	200	87·	
Principal Sudder Ameen of Moradabad,	Hussun Ruza, ...	9	4	10	3	7	214	247	87·	
	Mahomed Hussun, Offg.	8	...	1	2	6	109	126	87·	
	Mahomed Hussun, ...	4	1	2	1	5	70	83	84·	
Sudder Ameen of Bijnour,	Mahomed Hussun, ...	8	6	...	1	2	18	35	51·	
	Kazim Alee, ...	...	1	...	...	...	8	9	89·	
Moonsiff of ditto,	Mahomed Hussun, ...	51	108	16	...	105	177	457	39·	
	Kazim Alee, ...	20	73	3	10	54	72	232	31·	
Ditto of Nugeenah, ...	Jowun Kishen, ...	91	78	93	41	186	499	988	51·	
Ditto of Umroha, ...	Shunker Doss, ...	114	212	26	1	114	188	655	29·	
Ditto of City, ...	Sheo Narain, ...	79	125	6	17	95	156	478	33·	
Ditto of Environs, ...	Sotee Beharee Lall, ...	97	61	51	3	71	240	523	46·	
Ditto of Sumbhul, ...	Abid Alee, ...	55	327	31	8	92	202	715	28·	
	Nawab Rai, ...	9	30	...	2	24	24	89	27·	
Ditto of Billaree, ...	Cheda Lall, ...	82	257	33	26	173	223	794	28·	
	Total, ...	627	1,284	273	136	937	2,374	5,631	42·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
			1862.		1863.		*Above 1 year.*		*Total Pending on 1st January.*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	82	91	23	40	76	92	...	...	48	47
Principal Sudder Ameen, ...	621	684	285	772	265	837	...	...	209	104
Sudder Ameen, ...	612	334	430	789	255	350	...	...	47	31
Moonsiff, ...	12,119	10,818	9,400	13,149	8,173	11,026	...	...	1,642	1,593
Total, ...	13,434	11,927	10,138	14,750	8,769	12,305	...	...	1,946	1,775
Increase, ...	...	...	...	...	...	...	...	...	...	...
Decrease, ...	...	1,507	...	...	1,369	2,445	...	...	...	171

Execution of Decrees.

Year.	Number of Applications for Execution of Decrees.				Percentage of Column 2 to 5.	Remarks.
	Completely Executed.	Partially Executed.	Struck off.	Total disposed of in every way.		
1863, ...	1,923	1,644	2,728	6,295	31·	
1862, ...	2,076	1,663	2,898	6,637	31·	

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at the close of past year.	Instituted during year.	Total.	*Disposed of during the year.*				Pending at close of year.	Percentage of cases reversed or modified to total appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of cases appealed to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. G. H. Lawrence, Deputy Collector, Moradabad, ...	1	1	2	1	1	...	2	...	50·	...	...
„ J. Sladen, Officiating ditto ditto,	3	...	3	2	...	1	3	...	...	...	...
„ A. Boulderson, ditto ditto,	...	6	6	...	...	...	...	6	...	37	16·
„ M. Sandys, ditto ditto,	1	13	14	3	1	7	11	3	9·	43	30·
„ J. Clarke, ditto ditto,	7	6	13	11	1	1	13	...	8·	11	55·
Meer Imdad Alee, ditto ditto,	15	1	16	15	...	1	16	...	...	12	8·
Nawab Syfoollah Khan, ditto ditto,	...	2	2	1	...	...	1	1	...	19	11·
Amur Nath, ditto ditto,	3	...	3	2	1	...	3	...	33·	...	...
Abdool Hadee, ditto ditto,	4	...	4	1	3	...	4	...	75·	8	...
Emam-ood-deen, Tehseeldar ditto ditto,	10	...	10	8	2	...	10	...	20·	29	...
Kewul Kishen, ditto Hussunpore,	16	2	18	3	15	...	18	...	83·	19	11·
Mr. G. Palmer, Offg. Collector, Bijnour,	1	...	1	1	...	...	1	...	...	8	...
„ C. A. Elliott, Depy. ditto ditto,	3	...	3	...	3	...	3	...	100·	...	...
„ J. Sladen, ditto ditto,	...	1	1	...	...	...	...	1	...	140	1·
Meer Toorab Ulee, ditto ditto,	13	...	13	7	6	...	13	...	46·	...	...
Debee Pershad, ditto ditto,	...	2	2	...	1	...	1	1	100·	251	1·
Radha Kishun, Tehseeldar and Deputy Collector, Dhampore, ...	1	...	1	1	...	...	1	...	...	93	...
Total, ...	78	34	112	56	34	10	100	12	34·	670	5·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
P. S. Ameens, Hussun Ruza Khan,	...	...	..	...	...	...	...	...	...	..	...	...	
P. S. Ameens, Mahomed Hussun, Offg. P. S. Ameen,	...	...	...	...	...	...	...	...	...	...	...	...	
P. S. Ameens, Mahomed Hussun,	...	...	...	...	...	...	...	...	...	...	...	...	
S. A. of Bijnour, Mahomed Hussun,	...	...	...	...	...	...	...	...	...	...	...	...	
S. A. of Bijnour, Kazim Ulee,	...	...	...	...	...	...	...	...	...	...	...	...	
Moonsiffs of Bijnour, Mahomed Hussun,	...	...	...	...	...	...	...	...	...	...	...	...	
Moonsiffs of Bijnour, Kazim Ulee,	...	...	...	...	...	...	...	...	...	...	...	...	
Jewun Kishen, Moonsiff of Nugeena,	...	...	...	...	...	...	...	...	...	...	...	...	
Shunker Doss, ditto of Umroha,	1	1	...	1	...	...	...	...	...	...	...	...	
Sheo Narain, ditto of City,	...	...	...	...	1	1	...	...	...	...	...	...	
Sotee Beharee Lall, do. of Environs,	...	...	...	...	1	2	...	2	...	...	...	...	
Nawab Rai, Abid Ulee, ditto of Sumbhul,	1	1	...	1	...	...	...	...	...	...	...	...	
Nawab Rai, Abid Ulee, ditto of Sumbhul,	...	...	...	...	...	...	...	...	...	...	...	...	
Cheda Lall, ditto of Billaree,	...	...	...	...	...	...	...	...	...	...	...	...	
Total,	2	2	...	2	2	3	...	2	...	...	...	...	

Average Duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
J. Power, Esq., Judge,	...	5	7	...	5	2
P. S. Ameens, Hussun Ruza Khan,	...	2	2	...	1	10
P. S. Ameens, Mahomed Hussun, Officiating Principal Sudder Ameen,	...	...	...	...	1	7
P. S. Ameens, Mahomed Hussun,	...	...	...	...	1	6
S. Ameens of Bijnour, Mahomed Hussun,	...	1	6	...	...	16
S. Ameens of Bijnour, Kazim Ulee Khan,	...	...	...	...	1	11
Moonsiffs of Bijnour, Mahomed Hussun,	...	...	29	...	...	13
Moonsiffs of Bijnour, Kazim Ulee,	...	...	...	...	...	20
Jewun Kishen, Moonsiff of Nugeena,	...	...	29	...	...	30
Shunker Doss, ditto of Umroha,	...	...	25	...	...	20
Sheo Narain, ditto of City,	...	1	20	...	...	25
Sotee Beharee Lall, do. of Environs,	...	...	27	...	...	27
Nawab Rai, Abid Ulee, ditto of Sumbhul,	...	1	14	...	1	...
Nawab Rai, Abid Ulee, ditto of Sumbhul,	...	...	24	...	1	...
Cheda Lall, ditto of Billaree,	...	1	3	...	1	3

Personal Attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.	*Cases in which the parties or one of them were before the Court in person voluntarily or by summons.*				Cases of non-attendance.	Total number of Cases decided.	Percentage of Cases of personal attendance to total Cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Judge, J. Power, Esquire, ...	4	17	15	36	164	200	18·
P. S. Ameens, { Hussun Ruza Khan, ... / Mahomed Hussun, Offg. P. Sudder Ameen, / Mahomed Hussun, ... }	47	58	86	191	265	456	42·
S. A. of Bijnour, { Mahomed Hussun, ... / Kazim Ulee, ... }	13 / 4	4 / 1	15 / 4	32 / 9	3 / ...	35 / 9	91· / 100·
Moonsiffs of do., { Mahomed Hussun, ... / Kazim Ulee, ... }	63 / 38	46 / 13	330 / 167	439 / 218	18 / 14	457 / 232	96· / 94·
Ditto Nugeenah, Jeewun Kishen, ...	137	194	416	747	241	988	76·
Ditto Umroha, Shunker Doss, ...	122	108	384	614	41	655	94·
Ditto City, Sheo Narain, ...	88	68	291	447	31	478	94·
Ditto Environs, Soti Beharee Lall, ...	43	95	300	438	85	523	84·
Ditto Sumbhul, { Abid Ulee, ... / Nawab Rai, ... }	74 / 7	238 / 35	245 / 17	557 / 59	158 / 30	715 / 89	78· / 66·
Ditto Billaree, Cheda Lal, ...	136	282	236	654	140	794	82·
Total, ...	776	1,159	2,506	4,441	1,190	5,631	79·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and shares of Mouzahs alienated in execution of decrees of Civil Courts during the year.												Remarks.
		Temporary, conditional, partial, or voluntary.						Involuntary and permanent under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Moradabad.	Principal Sudder Ameen, ...	...	1	...	...	...	1	6	48	...	4	6	52	
	Sudder Ameen of Bijnour, ...	...	...	...	...	...	...	...	21	...	2	...	23	
	Moonsiff of ditto, ...	...	...	...	...	...	...	...	52	1	2	1	54	
	Ditto of Nugeenah, ...	...	...	...	...	...	...	...	32	...	...	...	32	
	Ditto of Umroha, ...	...	...	...	...	...	...	...	15	...	1	...	16	
	Ditto of City, ...	...	...	...	...	...	...	...	...	...	...	...	...	
	Ditto of Environs, ...	...	1	...	...	...	1	...	6	...	...	...	6	
	Ditto of Sumbhul, ...	...	2	...	2	...	4	...	12	...	5	...	17	
	Ditto of Billaree, ...	...	...	...	...	...	...	...	12	...	...	...	12	
	Total, ...	...	4	...	2	...	6	6	198	1	14	7	212	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	Average number of Cases decided on their merits and ex parte per mensem.		Percentage of Cases appealed of appealable Cases.	Percentage of Cases reversed or modified to total Appeals tried.	Number of days' work left pending at the close of year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of Cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Hussun Ruza Khan, ...	9	23	66·	30·	...	1 10	42·	
Mahomed Hussun, Offg. P. S. A.	10	20	30·	...	...	1 7		
Mahomed Hussun, ...	10	64	...	...	3 28	1 6		

Sudder Ameen's Work.

Name of Sudder Ameen.	Average number of regular Cases decided on their merits and *ex parte* per mensem.	Percentage of Cases appealed of appealable Cases.	Percentage of Cases reversed or modified to total Appeals tried.	Number of days' work left pending at close of year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of Cases in which one or both of the parties personally attended in Court.	Remarks
					M. D.		
Mahomed Hussun, ...	3	19·	40·	2½ months.	0 16	91·	
Kazim Ulee, ...	2	38·	...	...	1 11	100·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular Cases decided on their merits and *ex parte*.	Percentage of Cases appealed of appealable Cases.	Percentage of Cases reversed or modified to total Appeals tried.	Number of days' work left pending at close of the year at average rate of work performed in past year.	Average duration of Suits.	Percentage of Cases in which one or both of the parties personally attended to total number finally disposed of.	Remarks.
					M. D.	M. D.		
Bijnour ...	Mahomed Hussun, ...	29	5·	9·	1 0	0 13	96·	
	Kazim Ulee, ...	23	11·	57·	0 0	0 20	94·	
Nugeenah, ...	Jewun Kishen ...	57	4·	17·	1 25	0 30	76·	
Amroha, ...	Shunker Doss, ...	27	10·	22·	0 14	0 20	94·	
City, ...	Sheo Narain, ...	20	16·	36·	1 7	0 25	94·	
Environs, ...	Sotee Beharee Lall, ...	32	7·	33·	0 29	0 27	84·	
Sumbhul, ...	Abid Ulee, ...	22	5·	45·	0 18	1 0	78	
	Nawab Rai, ...	33	11·	70·	0 0	1 0	66·	
Billaree, ...	Cheda Lall, ...	28	6·	31·	0 22	1 3	82·	

Financial Results of Muzkoorje and Tulubanah Returns.

Name of Court.	Number of Peons.	Amount of Tulubanah after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Judge's Court, ...	9	612 9 0	588 0 0	24 9 0	...	
Principal Sudder Ameen's Court, ...	34	2,333 6 6	2,201 7 9	31 14 9	...	
Sudder Ameen and Moonsiff of Bijnour's Court, ...	26	2,142 9 0	2,292 1 0	0 0 0	149 8 0	
Nugeenah Moonsiff's Court, ...	40	2,781 9 9	2,624 5 3	157 4 6	...	
Umroha do. do., ...	30	1,896 1 3	1,964 2 6	0 0 0	68 1 3	
City do. do., ...	20	1,498 4 3	1,481 0 0	17 4 3	...	
Environs do. do., ...	32	2,340 7 6	2,112 0 0	228 7 6	...	
Sumbhal do. do., ...	28	2,107 5 6	1,848 0 0	259 5 6	...	
Billaree do. do., ...	36	2,095 12 0	2,373 2 5	0 0 0	227 6 5	Net gain to Government, Rs. 223 13-10.
Total, ...	255	17,708 0 9	17,484 2 11	718 13 6	494 15 8	

Income of Stamps and Cost of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' Salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
P. S. Ameen's Court,	11,315 0 0	394 0 0	10,921 0 0	6,600 0 0	4,321 0 0	0 0 0	
Bijnour S. Ameen's Court, ...	2,214 0 0	32 0 0	2,182 0 0	3,960 0 0	0 0 0	1,778 0 0	
Bijnour Moonsiff's Court, ...	5,700 4 0	191 0 0	5,509 4 0	0 0 0	5,509 4 0	0 0 0	
Nugeenah Moonsiff's Court, ...	6,490 4 0	19 8 0	6,470 12 0	3,360 0 0	3,110 12 0	0 0 0	
Amroha Moonsiff's Court, ...	5,521 2 0	126 8 0	5,394 10 0	3,360 0 0	2,034 10 0	0 0 0	
City Moonsiff's Court, ...	3,274 6 0	172 0 0	3,102 6 0	2,640 0 0	462 6 0	0 0 0	
Environs Moonsiff's Court, ...	3,623 8 0	97 8 0	3,526 0 0	2,640 0 0	886 0 0	0 0 0	
Sumbhul Moonsiff's Court, ...	4,349 8 0	84 8 0	4,265 0 0	2,640 0 0	1,625 0 0	0 0 0	
Billaree Moonsiff's Court, ...	4,794 4 0	179 0 0	4,619 4 0	2,640 0 0	1,979 4 0	0 0 0	
Total, ...	47,286 4 0	1,296 0 0	45,990 4 0	27,840 0 0	19,928 4 0	1,778 0 0	

JAMES SIMSON,

Register.

ZILLAH FUTTEHPORE.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January, 1864.			
			1862.		1863.		*Above 1 year.*		*Total pending.*	
	1862.	1863.	Decided on Trial.	Finally disposed of.	Decided on Trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	365	244	347	365	295	315	1	5	59	25
Principal Sudder Ameen, ...	578	881	963	1,227	717	895	...	...	99	73
Sudder Ameen, ...	433	685	431	507	595	682	...	...	73	76
Moonsiffs, ...	436	526	506	615	398	483	...	...	7	69
Total, ...	1,812	2,336	2,247	2,714	2,005	2,375	1	5	238	243
Increase, ...	...	524	...	...	...	...	...	4	...	5
Decrease, ...	...	...	...	...	242	339	...	...	...	...

Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	*Total No. of Cases disposed of during the year.*							Proportion per cent. of Cases decided on their Merits to the total number decided.	Remarks.
		Ex parte.	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or Withdrawn.	By decision on Merits.	Total.		
Judge, ...	Mr. E. J. Boldero,	4	...	...	16	4	291	315	92·	
Principal Sudder Ameen of Banda, ...	Rai Soonder Lall,	63	299	23	62	116	332	895	45·	
Sudder Ameen of Futtehpore, ...	Hamid Hosein Khan, ...	72	274	9	19	68	240	682	35·	
Moonsiff of Tirohan, ...	Mahomed Ally Khan, ...	24	110	14	9	47	132	336	39·	
Ditto of Mahoba,	Mahomed Hafiz Ruheem, ...	22	35	...	8	21	61	147	41·	
	Total, ...	185	718	46	114	256	1,056	2,375	44·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending.			
	1862.	1863.	1862.		1863.		*Above 1 year.*		*Total pending on 1st Janu. ary,* 1864.	
			Decided on Merits.	Finally disposed of.	Decided on Merits.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	224	213	150	230	166	224	...	...	49	38
Principal Sudder Ameen, ...	867	1,113	590	1,135	374	1,121	...	...	145	138
Sudder Ameen, ...	900	1,129	671	997	690	1,119	1	...	254	282
Moonsiffs, ...	884	765	599	1,060	551	707	...	2	54	148
Total, ...	2,875	3,220	2,010	3,422	1,781	3,171	1	2	502	606
Increase, ...	...	345	...	...	...	...	...	1	...	104
Decrease, ...	...	...	...	...	229	251	...	...	...	...

Execution of Decrees.

Year.	*Number of Applications for Execution of Decrees.*				Percentage of Columns 2 to 5.	REMARKS.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.		
1863, ...	648	624	695	1,967	33·	
1862, ...	882	303	608	1,793	49·	

Appeals under Act X. of 1859.

Name and Designation of Revenue Officer.	Appeals pending at the close of past year.	Instituted during the year.	Total.	Disposed of during year.				Pending at the close of the year.	Percentage of cases reversed or modified to total appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of cases appealed to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mr. J. W. Power, Collector of Futtehpore, ...	...	1	1	...	1	...	1	...	100·	44	2·
Baboo Thakoor Pershad, Deputy Collector of Futtehpore, ...	12	16	28	16	12	...	28	...	43·	258	6·
Mr. C. W. Carpenter, Deputy Collector of Futtehpore, ...	3	6	9	7	2	...	9	...	22·	...	...
Mr. J. W. Quinton, Deputy Collector of Futtehpore, ...	...	1	1	1	...	...	1	...	...	...	...
Mr. C. Grant, Deputy Collector of Futtehpore, ...	...	3	3	1	2	...	3	...	66·	14	21·
Furhut Ally, Pergunnah, Deputy Collector of Futtehpore, ...	...	2	2	1	...	1	2	...	...	4	50·
Mahomed Ubdoollah Khan, Deputy Collector of Futtehpore, ...	...	...	...	...	...	...	...	...	...	3	...
Mr. G. H. Lawrence, Collector of Banda, ...	...	2	2	2	...	...	2	...	...	...	...
Mr. R. T. Hobart, Assistant Collector of Banda, ...	...	...	...	...	...	...	...	...	...	9	...
Mr. W. Oldham, Deputy Collector of Banda, ...	1	...	1	1	...	...	1	...	...	...	...
Mr. W. Blunt, Deputy Collector of Banda, ...	2	...	2	2	...	...	2	...	...	...	...
Mr. B. F. Hall, Deputy Collector of Banda, ...	...	3	3	2	1	...	3	...	33·	286	1·
Mr. C. Robertson, Deputy Collector of Banda, ...	...	2	2	1	...	1	2	...	...	120	2·
Mr. N. Parsick, Deputy Collector of Banda, ...	2	1	3	2	1	...	3	...	33·	8	15·
Ahmud Hossein Khan, Deputy Collector of Banda, ...	1	...	1	...	1	...	1	...	100·	277	...
Hafiz Ally Khan, Pergunnah, Deputy Collector of Banda, ..	3	1	4	4	...	...	4	...	...	205	...
Kashee Nauth, Deputy Collector of Banda, ...	1	1	2	2	...	...	2	...	...	243	...
Lieutenant Repton, Deputy Collector of Humeerpore, ...	...	1	1	1	...	...	1	...	...	...	...
Mr. P. Wigram, Deputy Collector of Humeerpore, ...	...	...	...	...	...	...	...	...	...	7	...
Mahomed Enayet Hossein Khan, Deputy Collector of Humeerpore,	...	7	7	5	1	1	7	...	14·	71	10·
Monowur Ally, Deputy Collector of Humeerpore, ...	...	...	...	...	...	...	...	...	...	1	...
Baboo Adanath, Pergunnah, Deputy Collector of Humeerpore, ...	...	1	1	1	...	...	1	...	...	29	3·
Ahmud Ally Beg, Tehseeldar, ...	...	...	...	...	...	...	...	...	...	62	...
Oosman Khan, ditto, ...	...	...	...	...	...	...	...	...	...	9	...
Neaz-ool-lah Khan, ditto, ...	...	...	...	...	...	...	...	...	...	12	...
Total, ...	25	48	73	49	21	3	73	...	28·	1,662	3·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
				None.									

Average Duration of Suits..

Name and Designation of Officer.	1862.			1863.		
	Year.	Months.	Days.	Year.	Months.	Days.
Mr. E. J. Boldero, Judge, ...	...	...	23	...	...	30
Rai Soonder Lall, Principal Sudder Ameen of Banda, ...	...	3	...	...	1	19
Hamid Hussun Khan, Sudder Ameen of Futtehpore, ...	...	1	15	...	1	5
Mahomed Alee Khan, Moonsiff of Tirohan, ...	...	1	26	...	...	26
Mahomed Hafiz Ruheem, Moonsiff of Mahoba, ...	...	...	...	...	1	2

Personal Attendance of Parties to Suits.

Designation of Court and Name of Officer.	*Cases in which the parties or one of them were personally, before the Court voluntarily or by summons.*				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.	Remarks.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.				
Mr. E. J. Boldero, Judge, ...	47	70	114	231	84	315	73·	
Rai Soonder Lall, Principal Sudder Ameen of Banda, ...	102	90	488	680	215	895	76·	
Hamid Hussun Khan, Sudder Ameen of Futtehpoor, ...	100	117	356	573	109	682	84·	
Mahomed Alee Khan, Moonsiff of Tirohan, ...	47	38	214	299	37	336	89·	
Mahomed Alee Khan, do. of Mahoba, ...	25	41	40	116	31	147	79·	
Total, ...	331	356	1,212	1,899	476	2,375	80·	

Operation of Sections 243, 244 and 248, Act VIII. of 1859.

DISTRICT.	Civil Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of Decrees of Civil Courts during the year.												
		Temporary, conditional, partial or voluntary.						Involuntary and permanent under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Futtehpore.	Judge, ...	2	...	...	...	2	...	...	...	1	...	1	...	
	P. S. Ameen of Banda, ...	...	...	...	4	...	4	1	31	...	...	1	31	
	Sudder Ameen of Futtehpore, ...	...	...	...	...	...	...	7	...	...	1	7	1	
	Moonsiff of Tirohan, ...	...	...	...	...	...	...	...	3	...	...	...	3	
	Ditto of Mahoba, ..	...	...	...	...	...	...	...	...	...	...	...	...	
	Total, ...	2	...	...	4	2	4	8	34	1	1	9	35	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular cases decided on their merits and ex parte per mensem.*		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
					Days.	M. D.		
Rai Soonder Lall, P. S. Ameen of Banda, ...	35	...	22·	26·	29	1 193/4	76·	

Sudder Ameen's Work.

Name of Sudder Ameen.	Average number of regular cases finally disposed of per mensem.	Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
				M. D.	M. D.		
Hamid Hussun Khan, Sudder Ameen of Futtehpore, ...	27	32·	17·	1 10	1 5	84·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases disposed of per mensem.	Percentage of cases appealed of those finally disposed of.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended to total number finally disposed of.	Remarks.
					D.	D.		
Tirohan, ...	Mahomed Ally Khan, ...	14	10·	24·	16	26	89·	
					M. D.	M. D.		
Mahoba, ...	Mahomed Hafiz Ruheem, ...	16	9·	23·	1 26	1 2	79·	

Financial Results of Muzkoorie and Tulubana Returns.

Name of Court.	Number of Peons.	Amount of Tulubana after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	8	768 1 6	528 0 0	240 1 6	...	
Principal Sudder Ameen of Banda, ...	34	3,277 15 6	2,244 0 0	1,033 15 6	...	
Sudder Ameen of Futtehpore, ...	20	1,821 10 6	1,320 0 0	501 10 6	...	
Moonsiff of Tirohan, ...	12	841 1 0	731 6 3	109 10 9	...	
Ditto of Mahoba, ...	16	467 7 6	324 10 0	142 13 6	...	
Total, ...	90	7,176 4 0	5,148 0 3	2,028 3 9	...	

Income of Stamps and cost of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' salaries and Establishments exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
P. S. Ameen of Banda, ...	10,261 0 0	8 0 0	10,253 0 0	6,600 0 0	3,653 0 0	...	
S. Ameen of Futtehpore,	6,272 8 0	84 0 0	6,188 8 0	3,960 0 0	2,228 8 0	...	
Moonsiff of Tirohan, ...	2,456 8 0	8 0 0	2,448 8 0	2,640 0 0	0 0 0	191·8	
Ditto of Mahoba, ...	1,435 0 0	8 0 0	1,427 0 0	1,129 2 8	297 13 4	...	
Total, ...	20,425 0 0	108 0 0	20,317 0 0	14,329 2 8	6,179 5 4	191·8	

JAMES SIMSON,

Register.

ZILLAH SHAHJEHANPORE.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st Jan.			
			1862.		1863.		*Above 1 year.*		*Total pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	386	399	405	433	294	303	...	2	95	89
Principal Sudder Ameen, ...	64	91	203	224	171	181	...	...	26	56
Sudder Ameen, ...	188	228	252	295	174	207	...	...	14	21
Moonsiffs, ...	1,533	2,160	1,835	2,316	1,759	2,127	...	...	125	181
Total, ...	2,171	2,878	2,695	3,268	2,398	2,818	...	2	260	347
Increase, ...	...	707	...	...	...	...	...	2	...	87
Decrease, ...	...	...	...	...	297	450	...	...	...	...

Proportion per cent. of cases decided on their merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	Total Number of Cases disposed of during the year.								
		Ex-parte.	On confession.	By arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the total number decided.	Remarks.
Judge, ...	Hon'ble R. A. J. Drummond,	...	...	6	3	6	288	303	95·	
P. S. Ameens, ...	Doobey Jowala Pershad, ...	7	3	...	2	3	89	104	86·	
	Rai Dabee Dyal, ...	1	5	...	3	2	66	77	86·	
Sudder Ameens, ...	Rai Sheo Dyal Singh, ...	6	32	...	2	4	10	54	19·	
	Mahomed Subee-ood-deen,	9	71	2	11	16	44	153	29·	
Moonsiffs of Shahjehanpore, ...	Doobey JowalaPershad, ...	...	4	...	...	...	5	9	56·	
	Mahomed Kuramut-oollah,	58	120	16	31	81	224	530	42·	
Moonsiff of Tilhur,	Mahomed Basheer-ood-deen	22	147	4	16	62	95	346	27·	
Do. of Powaine,	Quazee Wuzeer-ood-deen,	33	89	8	7	35	64	236	27·	
Moonsiffs of Eastern Budaon, ...	Mahomed Nussur-oollah Khan, ...	43	130	11	6	39	342	571	60·	
	Mahomed Wajid Alee, ...	9	31	...	9	10	26	85	31·	
Moonsiffs of Dataganje, ...	Mahomed Wajid Alee, ...	19	134	2	20	41	101	317	32·	
	Mahomed Nussur-oollah Khan, ...	1	5	...	...	...	...	6	...	
	Moonshee Nawab Roy, ...	...	13	...	4	7	3	27	11·	
	Total, ...	208	784	49	114	306	1,357	2,818	48·	

Miscellaneous Files.

Court.	Instituted.		Decided.				Pending on 1st January.			
			1862.		1863.		*Above* 1 *year.*		*Total Pending on 1st January.*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	111	107	67	106	108	158	...	...	43	41
P. S. Ameen, ...	429	291	240	538	128	337	...	...	119	84
Sudder Ameen, ...	1,438	1,005	846	1,337	609	1,142	...	...	300	238
Moonsiffs, ...	7,030	5,301	4,417	7,384	2,576	5,774	1	2	794	653
Total, ...	9,008	6,704	5,570	9,365	3,421	7,411	1	2	1,256	1,016
Increase, ...	...	...	...	...	...	...	...	1	...	...
Decrease, ...	...	2,304	...	..	2,149	1,954	...	...	...	240

Execution of Decrees.

Year.	Number of Applications for Execution of Decrees.				Percentage of Columns 2 to 5.	Remarks.
	Completely Executed.	Partially Executed.	Struck off.	Total disposed of in every way.		
1863, ...	1,154	836	1,700	3,690	31·	
1862, ...	1,318	740	1,978	4,036	33·	

Appeals under Act X. of 1859.

	Name and Designation of Revenue Officer.	Appeals pending at the close of past year.	Instituted during the year.	Total.	Disposed of during the year.				Pending at close of year.	Percentage of cases reversed or modified to total appeals decided.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of cases appealed to cases decided by Revenue Officers.
					Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Shahjehanpore.	Mr. W. G. Probyn, Collector, ...	...	5	5	...	...	1	1	4	...	37	14·
	„ H. D. Willock, Deputy Collector, ...	...	6	6	1	2	...	3	3	67·	13	46·
	„ M. Sandys, Officiating do., ...	1	2	3	1	2	...	3	...	67·	...	...
	„ W. J. Mulligan, Assist. do., ...	...	1	1	...	...	...	...	1	...	54	2·
	„ C. W. Kinlock, Dy. Collr. under Regulation IX. of 1833, ...	...	1	1	1	...	...	1	...	...	...	...
	Syud Moonowyer Zuman, ditto ditto, ...	3	6	9	3	2	...	5	4	40·	63	10·
	Pundit Kunhya Lall, Tehseeldar of Shahjehanpore, exercising the powers of Deputy Collector, ...	5	27	32	14	6	1	21	11	29·	163	16·
	Syud Ahmud Hossein, ditto of Pawaine, ditto, ...	3	17	20	9	1	2	12	8	8·	108	16·
	Moulvee Kasim Hossein Khan, ditto of Tilhur, ditto, ...	...	5	5	2	2	1	5	...	40·	130	4·
	Total, ...	12	70	82	31	15	5	51	31	29·	573	12·
Budaon.	Mr. C. P. Carmichael, Collector, ...	9	8	17	9	7	1	17	...	41·	10	59·
	„ H. R. Clarke, Offg. do., ...	...	4	4	...	2	1	3	1	67·	41	10·
	do. Dy. do., ...	...	...	...	...	...	...	...	...	...	...	..
	„ J. R. Reid, Asst. do., ...	...	15	15	11	2	...	13	2	15·	58	26
	Moonshee Salamut Roy, Deputy Collector under Regulation IX. of 1833, ...	...	1	1	...	...	...	...	1	...	3	33·
	Nittanund, Tehseeldar of Budaon, exercising the powers of a Dy. Collector,...	...	3	3	...	...	...	...	3	...	5	100·
	Total, ...	9	31	40	20	11	2	33	7	33·	115	27·
	Grand Total, ...	21	101	122	51	26	7	84	38	31·	688	15.

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which criminal commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Judge, ...	1	2	2	...	3	4	1	1	...	...	...	...	Two awaiting trial.
Principal Sudder Ameen, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Sudder Ameen of Budaon, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Moonsiff of Shahjehanpore, ...	...	...	...	...	...	...	...	...	1	2	2	...	
Do. of Tilhur, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Do. of Powaine, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Do. of Eastern Budaon, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Do. of Datagunge, ...	...	...	...	...	...	...	...	...	...	...	...	...	
Total, ...	1	2	2	...	3	4	1	1	1	2	2	...	

Average duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Year.	Months.	Days.	Year.	Months.	Days.
Judge, Hon'ble R. A. J. Drummond, ...	...	5	7	...	5	6
P. S. Ameens, Rai Doobey Jowala Pershad, from 1st Jan. to 2nd Sept., 1863. ...	...	1	3	...	1	16
P. S. Ameens, Rai Debee Dial, from 29th Sept. to 31st December, 1863, ...	...	...	...	...	2	8
Ameens of Budaon, Rai Sheodial Singh, from 1st Jan. to 2nd April, 1863. ...	...	1	19	...	...	22
Ameens of Budaon, Mahomed Subee-ood-deen, from 2nd August to 21st December, 1863,	...	2	17	...	1	13
Moonsiffs of Shahjehanpore, ... Rai Doobey Jowala Pershaud from 1st to 9th January 1863, ...	...	...	16	...	1	1
Moonsiffs of Shahjehanpore, ... Mahomed Kuramut-oollah from 10th Jany. to 31st December, 1863, ...	...	...	...	...	1	19
Moonsiff of Tilhur, Mahomed Busheerooddeen, ...	...	1	14	...	...	19
Do. of Powaine, Mahomed Wazeer-ood-deen, from 12th January to 31st December, 1863,	...	...	...	...	1	...
Moonsiffs of Eastern Budaon, ... Mahomed Nussur-oollah Khan from 1st January to 31st December, 1863, ...	...	1	23	...	...	15
Moonsiffs of Eastern Budaon, ... Mahomed Wajid Alee, from 9th Oct. to 31st Dec. 1863,	...	...	...	...	...	16
Moonsiffs of Datagunje, ... Mahomed Wajid Alee, from 12th Jany. to 5th October, 1863. ...	...	...	...	...	1	1
Moonsiffs of Datagunje, ... Mahomed Nussur-oollah from 10th Oct. to 18th Nov.,	...	...	...	...	...	10
Moonsiffs of Datagunje, ... Lalla Nawab Roy from 5th to 31st December, 1863.	...	...	...	...	...	22

Personal Attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.	Cases in which the parties or one of them were before the Court in person voluntarily or by Summons.								Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which plaintiff was personally before the Court.		*In which Defendant was personally before the Court.*		*In which both parties were personally before the Court.*		*Total cases of personal attendance.*				
	Voluntarily.	By Summons.	Voluntarily.	By Summons.	Voluntarily.	By Summons.	Voluntarily.	By Summons.			
Hon'ble R. A. J. Drummond, Judge, ...	51	5	35	2	196	3	282	10	11	303	96·
Rae Doobey Jowala Pershad, ... P. S. Ameens, ...	17	7	13	2	51	9	81	18	7	106	93·
Rae Dabee Dial, ...	4	1	...	1	12	4	16	6	53	75	29·
Rae Shewdial Singh, ... S. Ameens of Budaon, ...	...	7	...	5	...	39	...	51	3	54	94·
Mahomud Subee-ood-deen, ...	...	15	...	12	...	116	...	143	10	153	93·
Rae Doobey Jowala Pershad, ... Moonsiffs of Shahjehanpore, ...	...	...	...	1	...	8	...	9	...	9	100·
Mahomed Kuramut-oollah, ...	...	90	...	42	...	331	...	463	67	530	87·
Mahomed Busheer-ood-deen, Moonsiff of Tilhur, ...	...	29	...	25	3	271	3	325	18	346	95·
Mahomed Wuzeerood-deen, Moonsiff of Powain, ...	5	32	8	40	2	109	15	181	40	236	93·
Mahomed Nasur-ool-lah Khan, ... Moonsiffs of Eastern Budaon, ...	...	57	...	19	...	482	...	558	13	571	98·
Mahomed Wajid Ulee, ...	...	10	...	14	...	50	...	74	11	85	87·
Mahomed Wajid Ulee, ...	...	30	...	16	...	231	...	277	40	317	87·
Mahomed Nasur-oollah Khan, ... Moonsiffs of Datagunge,	...	...	...	2	...	4	...	6	...	6	100·
Lalla Nawab Roy, ...	...	...	...	4	...	17	...	21	6	27	78·
Total, ...	77	283	56	185	264	1,674	397	2,142	279	2,818	90·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

District.	Civil Court.	Number of Mouzahs and Shares of Mouzahs alienated in execution of decrees of Civil Court during the year.												
		Temporary, conditional, partial, or voluntary.						Involuntary or permanent, under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector, under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Shahjehanpore.	Principal Sudder Ameen, ...	...	16	...	4	...	20	...	10	...	3	...	13	
	Moonsiff of Shahjehanpore,	...	4	...	1	...	5	...	3	...	...	...	3	
	Ditto of Tilhur, ...	...	4	...	3	...	7	...	7	...	2	...	9	
	Ditto of Powain, ...	...	5	...	1	...	6	...	2	...	1	...	3	
	Total, ...	...	29	...	9	...	38	...	22	...	6	...	28	
Budaon.	Principal Sudder Ameen, ...	...	...	...	1	...	1	...	3	...	...	...	3	
	Sudder Ameen, ...	...	...	...	9	...	9	...	8	...	...	...	8	
	Moonsiff of Eastren Budaon,	...	...	...	4	...	4	...	11	...	4	...	15	
	Ditto of Dataguuge, ...	...	...	...	2	...	2	...	30	...	2	...	32	
	Total ...	...	...	...	16	...	16	...	52	...	6	...	58	
	Grand Total, ...	...	29	...	25	...	54	...	74	...	12	...	86	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular cases decided on their merits and ex parte per mensem.*		Percentage of cases appealed to appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at the average rate of work performed during the past year.	Average duration of suits.	Percentage of cases in which one or both parties personally attended in Court.	Remarks.
	Original suits.	Appeals.						
					Died M. D.	M. D.		
Rai Doobey Jowala Pershad,	9	3	72·	38·		1 16	93·	
Rai Dabee Dyal, ...	4	18	...	...	2 16	2 8	29·	

Sudder Ameen's Work.

Name of Sudder Ameen.	*Average number of regular cases decided on their merits and ex parte per mensem.*		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.						
					M. D.	M. D.		
Rai Sheodial Singh, ...	5	...	74·	50·	1 7	0 22.	94·	
Mahomed Subee-ood-deen, ...	13	...	45·	50.	Died	1 13	93·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on their merits and *ex parte* per mensem.	Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at the average rate of work performed in past year.	Average duration of suits.	Percentage of cases in which one or both of the parties personally attended to total number finally disposed of.	Remarks.
					M. D.	M. D.		
Shahjehanpore,	Doobey Jowala Pershad,	17	...	...	...	1 1	100·	
	Mahomed Kuramutoollah,	24	17·	38·	2 10	1 19	87·	
Tilhur, ...	Mahomed Busheerood-deen, ...	10	9·	58·	0 13	0 19	95·	
Powain, ...	Quazee Wuzeer-ood-deen,	8	13·	24·	1 16	1 0	83·	
EasternBudaon, ...	Mahomed Nussur-oollah,	42	9·	38·	Transferred	0 15	98·	
	Moulvie Wajid Alee, ...	13	13·	48·	5 days.	0 23	87·	
	Ditto ditto, ...							
Datagunge,	Mahomed Nussur-oollah,	1	...	...	Transferred	0 10	100·	
	Moonshee Nawab Roy, ...	3	...	...	29 days.	0 22	78·	

Results of Muzkoorie and Tulubanah Returns.

Name of Court.	Number of Peons.	Amount of Tulubanah after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Judge, ...	4	206 2 6	231 5 2	0 0 0	25 2 8	Net surplus, Rs. 1,232-11-10.
Principal Sudder Ameen, ...	10	756 8 5	591 9 2	164 15 3	...	
Sudder Ameen of Budaon, ...	12	962 0 0	792 0 0	170 0 0	...	
Moonsiff of Shahjehanpore, ...	10	1,001 14 6	644 6 6	357 8 0	...	
Ditto of Tilhur, ...	11	962 13 9	685 0 0	277 13 9	...	
Ditto of Powain, ...	12	849 1 6	785 0 3	64 1 3	...	
Ditto of Eastern Budaon, ...	12	1,044 13 6	792 0 0	252 13 6	...	
Ditto of Datagunge, ...	16	1,026 10 9	1,056 0 0	0 0 0	29 5 3	
Total, ...	87	6,810 0 11	5,577 5 1	1,287 3 9	54 7 11	

Income of Stamps and cost of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' salaries and Establishment, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	
Principal Sudder Ameen,	5,053 8 0	116 0 0	4,937 8 0	7,866 11 4	0 0 0	2,929 3 4	
Sudder Ameen of Budaon,	2,603 12 0	15 0 0	2,588 12 0	2,718 1 0	0 0 0	129 5 0	
Moonsiff of Shahjehanpore,	4,379 1 0	126 8 0	4,252 9 0	3,345 7 9	907 1 3	...	
Ditto of Tilhur, ...	2,693 11 0	12 0 0	2,681 11 0	2,640 0 0	41 11 0	...	
Ditto of Powain, ...	1,903 0 0	3 0 0	1,900 0 0	2,640 0 0	0 0 0	740 0 0	
Ditto of Eastern Budaon, ...	3,853 5 0	23 8 0	3,829 13 0	2,640 0 0	1,189 13 0	...	
Ditto of Datagunge,	2,184 1 0	3 0 0	2,181 1 0	2,586 12 5	0 0 0	405 11 5	
Total, ...	22,670 6 0	299 0 0	22,370 6 0	24,437 0 6	2,138 9 3	4,204 3 9	

JAMES SIMSON,

Register.

ZILLAH MYNPOORIE.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	444	458	203	228	272	298	1	...	175	79
Principal Sudder Ameen, ...	114	112	352	383	341	355	...	2	52	72
Moonsiffs, ...	2,248	3,190	2,541	2,958	2,834	3,170	...	...	233	315
Total, ...	2,806	3,760	3,096	3,569	3,447	3,823	1	2	460	466
Increase, ...	...	954	...	...	351	254	...	1	...	6
Decrease, ...	...	...	...	...	...	...	...	...	...	...

* Exclusive of Moonsiffee Doondwarah.
† Inclusive of do. do..

Proportion per cent. of Cases decided on their Merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
Court.	Name of Presiding Officer.	Total Number of Cases disposed of during the year.								
		Ex parte.	On Confession.	By Arbitration.	Dismissed on default.	Adjusted or withdrawn.	By decision on Merits.	Total.	Proportion per cent. of cases decided on their Merits, to the total number decided.	Remarks.
Judge, ...	Mr. J. H. Batten, from 1st January, to 29th April, 1863, ...	...	...	...	4	3	44	51	86·	
	„ H. Lushington, from 15th May, to 18th June, 1863, ...	...	...	...	8	...	34	42	81·	
	„ F. Thompson, from 19th June, to 11th December, 1863, ...	...	...	...	2	9	194	205	95·	
P. S. Ameen, ...	Sheikh Momin Ulee Khan,	15	18	3	3	11	305	355	86·	
S. Ameen 1st Grade, Moonsiff at Etawah, ...	Subee-ood-deen, from 1st January, to 9th August, 1863, ...	74	172	12	39	44	143	484	30·	
	Abdool Ruhman Khan, from 10th August, to 31st December, 1863.	46	124	9	18	41	84	322	26·	
Moonsiff 2nd Grade, Etah, ...	Kunhya Lall, ...	100	286	26	10	57	356	835	43·	
Do. 3rd Grade, Mynpoorie, ...	Kumal-ood-deen Ahmud,	137	380	92	11	83	250	953	26·	
Do. 3rd Grade, Doondwarah, at Allygurh, ...	Ahmud-ool-lah, ...	93	48	8	6	27	394	576	68·	
	Total, ...	465	1,028	150	101	275	1,804	3,823	47·	

Miscellaneous Files.

Court.	Instituted.		Decided.		Pending on 1st January.		
	1862.	1863.	1862.	1863.	Above 1 year.		Total Pending on 1st January.
			Decided on Merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	161	173	156	161	123	140	...	3	55	91
Principal Sudder Ameen, ...	405	411	125	379	157	270	...	...	137	141
Moonsiffs, ...	* 4,352	† 6,318	* 2,312	* 5,102	† 3,372	† 6,785	2	...	* 621	† 917
Total, ...	* 4,918	† 6,902	* * 2,593	* 5,642	† 3,652	† 7,195	2	3	* 813	† 1,149
Increase, ...	...	1,984	...	...	1,059	1,553	...	1	...	336
Decrease, ...	...	...	...	...	...	...	...	...	...	...

* Exclusive of Moonsiffee Doondwarah.
† Inclusive of ditto ditto.

Execution of Decrees.

Year.	Number of Applications for Execution of Decrees.				Percentage of Column 5 to Column 2.	Remarks.
	Completely executed.	Partially executed.	Struck off.	Total disposed of in every way.		
1863, ...	938	1,361	2,514	* 4,813	20	* This excludes 75 cases transferred to other Courts.
1862, ...	880	775	1,902	3,557	25.	

Appeals under Act X of 1859.

Name and Designation of Revenue Officer.	Appeals pending at close of last year.	Instituted during the year.	Total.	Decided.				Pending at close of year.	Percentage of cases reversed or modified, to total appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Officers in 1858.	Percentage of cases appealed, to cases decided by Revenue Officers.
				Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Mynpoorie.											
Mr. H. M. Chase, Offg. Collr. and Dy. Collr.	7	36	43	38	...	5	43	...	...	149	24·
„ W. Wilson, Assistant Collector,	4	11	15	6	6	1	13	2	46·	66	20·
„ H. G. Keene, Officiating ditto,	...	1	1	1	...	...	...	...	...	7	14·
Nawab Syfolla Khan Deputy Collector,	4	1	5	3	2	...	5	...	40·	7	14·
Imdad Alee, Deputy Collector,	...	7	7	2	2	...	4	3	50·	26	27·
Ajoodhia Pershad, ditto of Bhogaon,	6	4	10	5	2	...	7	3	28·	57	7·
Rughbuns Sahai, ditto of Shekoabad,	1	5	6	3	1	1	5	1	20·	61	8·
Allee Mahomed Khan, do. of Moostufabad,	5	2	7	4	1	2	7	...	14·	24	8·
Ruheem-ood-deen Khan, do. of Mynpoorie,	...	3	3	...	1	...	1	2	100·	4	75·
Hafeez-ood-deen, ditto of Kurhal,	...	7	7	1	5	...	6	1	83·	23	39·
Etah.											
Mr. C. Twigg, Assistant Collector,	...	3	3	1	1	...	2	1	50·	34	9·
„ D. L. Saulford, Deputy Collector,	...	1	1	...	...	...	...	1	...	...	...
Debee Pershad, ditto ditto,	3	...	3	2	1	...	3	...	33·	...	...
Dawur Alee, ditto of Etah,	11	7	18	8	6	2	16	2	37·	40	17·
Kiitait Oollah, ditto of Kasgunge,	2	1	3	...	3	...	3	...	...	...	...
Unjul Alee, Deputy Collector,	...	15	15	2	1	...	3	9	50·	200	7·
Haree Lall, ditto of Allygunge,	...	6	6	6	...	...	6	...	...	51	12·
Dawur Alee, Deputy Collector,	...	...	...	...	...	...	...	...	...	...	...
Etawah.											
Mr. A. O. Hume, Collector,	...	1	1	...	1	...	1	...	100·	57	2·
„ F. Elliots, Assistant Collector,	7	4	11	3	4	2	9	2	44·	47	9·
„ A. Barnard, Deputy ditto,	...	18	18	4	8	2	14	4	62·	221	8·
Koer Lachmun Singh, ditto,	17	8	25	11	10	3	24	1	45·	91	9·
Allee Bux, Deputy Collector,	...	22	22	1	19	1	21	1	90·	186	12·
Mahomed Hussun, ditto,	...	2	2	...	...	...	...	2	...	46	4·
Mehdi Alee, ditto of Etawah,	2	3	5	3	1	1	5	...	20·	117	3·
Gobind Pershad, ditto of Etawah,	4	1	5	3	...	2	5	...	40·	51	2·
Zoolfkar Alee, ditto of Etawah,	...	7	7	3	...	4	7	...	...	90	8·
Total, ...	73	176	249	110	76	30	214	35	36·	1,645	11·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	*Operation of Section 24 Act VIII. of 1859.*				*Operation of Section 169, Act XXV. of 1861.*				*Operation of Section 170, Act XXV. of 1861.*				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
Kunhya Lall, 2nd Grade Moonsiff at Etah, ...	...	...	...	...	1	1	...	...	1	2	...	...	
Kumal-ood-deen 3rd Grade Moonsiff of Mynpoorie, ...	1	1	...	...	...	...	...	...	...	...	...	...	
Total, ...	1	1	...	...	1	1	...	...	1	2	...	...	

Average duration of Suits.

Name and Designation of Officers.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
Mr. J. H. Batten, Judge, from 1st January, to 29th April, 1863, ...	...	6	28	...	8	11
„ H. Lushington, Officiating Judge, from 15th May, to 18th June, 1863, ...	...	...	...	...	9	...
Mr. F. Thompson, from 19th June, to 11th December, 1863, ...	...	...	...	...	5	14
Sheikh Momin Ulee Khan, Principal Sudder Ameen,	...	2	14	...	1	20
Subee-ood-deen, from 1st January, to 9th August, 1863, ... (Sudder Ameen and 1st Grade Moonsiff at Etawah, ...)	...	1	11	...	1	13
Abdool Ruhman Khan, from 10th August, to 31st December, 1863, ... (Sudder Ameen and 1st Grade Moonsiff at Etawah, ...)	...	1	5	...	1	2
Kunhya Lall, 2nd Grade Moonsiff at Etah,	...	...	30	...	1*	1
Kumal-ood-deen Ahmud, 3rd Grade Moonsiff at Mynpoorie, ...	...	1	29	...	1	3
Ahmud-ool-lah, 3rd Grade Moonsiff of Doondwara at Allygunge, ...	...	1	11	...	1	7

* In Shahjehanpore.

Personal attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.	*Cases in which the parties or one of them were before the Court in person voluntarily or by summons.*				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance, to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Mr. J. H. Batten, Judge, from 1st January, to 29th April, 1863, ...	6	1	6	13	39	52	25·
„ H. Lushington, Officiating Judge, from 15th May, to 18th June, 1863, ...	...	...	...	...	42	42	...
Mr. F. Thompson, Officiating Judge, from 19th June, to 11th December, 1863, ...	9	5	5	19	185	204	9·
Sheikh Momin Ulee Khan, Principal Sudder Ameen, ...	46	75	66	187	168	355	53·
Subee-ood-deen, from 1st January, to 9th August, 1863. ... (Sudder Ameen and 1st Grade Moonsiff at Etawah, ...)	79	31	320	430	46	476	90·
Abdool Ruhman, from 10th August, to 31st December, 1863, ... (Sudder Ameen and 1st Grade Moonsiff at Etawah, ...)	46	5	236	287	43	330	87·
Kunhya Lali, 2nd Grade Moonsiff of Etah,	74	314	291	679	156	835	81·
Kumal-ood-deen Ahmud, 3rd Grade Moonsiff at Mynpoorie, ...	107	189	507	803	150	953	84·
Ahmud-ool-lah, 3rd Grade Moonsiff of Doondwara at Allygunge, ...	106	11	450	567	9	576	98·
Total, ...	473	631	1,881	2,985	838	3,823	77·

Operation of Sections 243, 244, and 248, Act VIII. of 1859.

Zillah.	Name of Court.	Number of Mouzahs and shares of Mouzahs alienated in execution of decrees of Civil Courts during the year.												
		Temporary, Conditional, Partial, or Voluntary.						Involuntary and Permanent under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		Remarks.
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Mynpoorie.	Principal Sudder Ameen, ...	...	...	...	3	...	3	...	17	...	...	...	17	
	Sudder Ameen and 1st Grade Moonsiff of Etawah, ...	...	...	...	53	...	53	...	17	...	2	...	19	
	2nd Grade Moonsiff of Etah,	...	...	...	5	...	5	...	29	...	11	...	40	
	3rd Grade do. of Mynpoorie	...	...	...	...	...	...	...	...	...	29	...	29	
	3rd Grade do. of Doondwarah, ...	...	1	...	4	...	5	...	34	...	...	...	34	
	Total, ...	...	1	...	65	...	66	...	97	...	42	...	139	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular cases decided on their merits and ex parte per mensem.*		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified, to total appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended in Court.	Remarks.
	Original.	Appeal.						
						M. D.		
Sheikh Momin Alee Khan, ...	7	19	15·	22·	74 Days	1 20	53·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on their merits and *ex parte* per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of year at average rate of work performed in each year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended, to total number finally disposed of.	Remarks.
						M. D.		
Etawah S. Ameen and 1st Grade Moonsiffs' Court,	Gunput Rai, late,	...	...	33·	...	...	...	
	Sufee-ood-deen, late,	31	15·	29·	...	1 13	90·	
	Abdool Ruhman Khan,	30	7·	20·	37	1 2	87·	
Etah 2nd Grade Moonsiff's Court,	Kunhya Lall,	40	3·	61·	31	1 1	81·	
	Nujuf Khan, late, ...	...	...	66·	...	...	...	
Mynpoorie 3rd Grade ditto, ...	Kumal-ood-deen Ahmud,	40	9·	36·	46	1 3	84·	
Doonwarah 3rd Grade ditto, ..	Ahmud-ool-lah, ...	40	5·	20·	27	1 7	98·	

Financial results of Muzkoorie and Tulubana Returns.

Name of Court.	Number of Peons.	Amount of Tulubana after payment of one-fourth to the Nazir of the Court.	Amount of Salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ...	6	542 0 9	483 3 1	103 13 8	...	
Principal Sudder Ameen, ...	17	1,181 15 0	1,055 8 3	126 6 9	...	
Sudder Ameen and 1st Grade Moonsiff at Etawah, ...	44	2,827 11 0	2,646 1 0	181 10 0	...	
2nd Grade Moonsiff at Etah, ...	25	2,003 1 0	1,665 10 7	337 6 5	...	
3rd Grade Moonsiff at Mynpoorie, ...	34	2,438 5 9	2,189 1 11	249 3 10	...	
3rd Grade ditto of Doondwarah at Allygunge, ...	24	1,628 13 9	1,571 13 2	57 0 7	...	
Total, ...	150	10,621 15 3	9,566 6 0	1,055 9 3	...	

Income of Stamps and cost of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judge's salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen,	9,165 7 0	100 0 0	9,065 7 0	9,000 0 0	65 7 0	...	
Sudder Ameen and 1st Grade Moonsiff at Etawah, ...	6,718 8 0	39 0 0	6,679 8 0	4,225 10 9	2,453 13 3	...	
Moonsiff, 2nd Grade at Etah, ...	5,730 1 0	97 8 0	5,632 9 0	3,360 0 0	2,272 9 0	...	
Ditto, 3rd Grade at Mynpoorie, ...	6,981 14 0	108 0 0	6,873 14 0	2,575 8 0	4,298 6 0	...	
Ditto, 3rd Grade at Allygunge, ...	3,497 10 0	28 0 0	3,469 10 0	2,575 8 0	894 2 0	...	
Total, ...	32,093 8 0	372 8 0	31,721 0 0	21,736 10 9	9,984 5 3	...	

JAMES SIMSON,
Register.

ZILLAH ALLYGURH.

Regular Files.

Court.	Instituted.		Disposed of.				Pending on 1st January.			
			1862.		1863.		*Above 1 year.*		*Total Pending.*	
	1862.	1863.	Decided on trial.	Finally disposed of.	Decided on trial.	Finally disposed of.	1863.	1864.	1863.	1864.
Judge, ...	337	384	180	195	232	248	...	...	103	125
Principal Sudder Ameen, ...	185	242	389	430	368	400	...	...	48	43
Sudder Ameen, ...	42	...	41	56	...	...	...	...	...	...
Moonsiffs, ...	2,529	3,176	2,975	3,519	2,827	3,268	...	...	340	262
Total, ...	3,093	3,802	3,585	4,200	3,427	3,916	...	...	491	430
Increase, ...	...	709	...	...	...	...	...	...	...	...
Decrease, ...	...	...	...	...	158	284	...	...	...	61

Proportion per cent. of Cases decided on their merits.

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.
		Total Number of Cases disposed of during the year.								
Court.	Name of Presiding Officer.	*Ex parte.*	On Confession.	By Arbitration.	Dismissed on Default.	Adjusted or Withdrawn.	By decision on merits.	Total.	Proportion per cent. of cases decided on their merits to the total number decided.	Remarks.
Judge, ...	W. J. Bramley, Esq., ...	5	...	1	7	9	226	248	91·	
P. S. Ameen, ...	Rai Kanjee Suhoy, ...	38	36	23	2	30	271	400	67·	
Moonsiff of Coel, ...	Hafeez-ood-deen Ahmud,	148	250	18	10	149	257	832	30·	
Do. of Hatrass, ...	Zakur Hossein, ...	132	117	12	14	62	280	617	45·	
Do. of Akrabad,	Rughoonath Suhoy, ...	317	59	5	3	32	379	795	47·	
Do. of Khyr, ...	Sooltan Hussun, ...	38	128	8	19	52	58	303	19·	
Do. of Kashgunj,	Nizam Alee Khan, ...	155	102	13	1	99	351	721	48·	
	Total, ...	833	692	80	56	433	1,822	3,916	46·	

Miscellaneous Files.

Court.	Instituted.		Disposed of.				Pending.			
			1862.		1863.		*Above 1 year.*		*Total Pending on 1st January.*	
	1862.	1863.	Decided on merits.	Finally disposed of.	Decided on merits.	Finally disposed of.	On 1st January, 1863.	On 1st January, 1864.	1863.	1864.
Judge, ...	97	105	78	111	75	90	...	...	19	44
P. S. Ameen, ...	692	751	257	744	252	711	6	3	257	315
Sudder Ameen, ...	230	...	108	438	...	...	...	...	...	...
Moonsiffs, ...	8,474	7,909	4,501	9,056	5,029	8,622	1	1	1,176	1,080
Total, ...	9,493	8,765	4,944	10,349	5,356	9,423	7	4	1,452	1,439
Increase, ...	...	...	...	...	412	...	...	...	...	...
Decrease, ...	...	728	...	...	...	926	...	3	...	13

Execution of Decrees.

Year.	Number of Applications for Execution of Decrees.				Percentage of Columns 2 to 5.
	Completely Executed.	Partially Executed.	Struck off.	Total disposed of in every way.	
1863, ...	1,254	1,446	2,599	5,299	23·
1862, ...	1,007	1,200	3,764	5,971	17·

Appeals under Act X. of 1859.

	Name and Designation of Revenue Officer.	Appeals pending at the close of past year.	Instituted during year.	Total.	Disposed of during the year.				Pending at close of year.	Percentage of cases reversed or modified to total appeals disposed of.	Cases appealable to the Civil Court decided by the Revenue Authorities in 1863.	Percentage of cases appealed to cases decided by Revenue Officers.
					Confirmed.	Reversed or modified.	Otherwise disposed of.	Total.				
Allygurh.	Mr. F. M. Bird, Offg. Collr.	...	...	...	...	...	...	...	...	...	16	...
	„ H. B. Webster, do.,	...	...	...	...	...	...	...	...	...	39	...
	„ Boulderson, Dy. do.,	...	1	1	1	...	...	1	...	...	...	...
	„ Hall, do.,	...	...	...	...	...	...	...	...	...	23	...
	„ Turner, ...	...	18	18	4	5	1	10	8	50·	73	24·
	„ Willock, ...	...	1	1	1	...	...	1	...	...	...	...
	„ Kinlock, ...	9	37	46	18	12	1	31	15	38·	205	18.
	Rajah Joykishen Doss, ...	3	12	15	3	1	1	5	10	20·	34	35.
	Ahsan Ulee Beg, ...	...	1	1	...	...	...	...	1	...	35	2·
	Misree Lall, ...	...	7	7	...	7	...	7	...	100·	14	50·
	Goorsurrun Doss, ...	...	...	...	...	...	...	...	...	...	2	...
Etah.	Mr. Twigg, ...	...	1	1	...	...	...	...	1	...	2	50·
	„ E. Churcher, ...	...	1	1	...	1	...	1	...	100·	...	...
	„ Sandford, ...	...	10	10	1	3	1	5	5	60·	114	8·
	Kifait-oollah, ...	...	8	8	2	2	3	7	1	28·	63	12·
	Umjid Ulee Beg, ...	...	2	2	1	1	...	2	...	50·	3	66.
	Dabee Pershad, ...	...	1	1	...	...	1	1	...	...	...	...
	Gunga Pershad, ...	...	...	...	...	...	...	...	...	...	7	...
	Total, ...	12	100	112	31	32	7	71	41	45·	630	16·

Operation of Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861.

Name of Court and Designation of Officer.	Operation of Section 24, Act VIII. of 1859.				Operation of Section 169, Act XXV. of 1861.				Operation of Section 170, Act XXV. of 1861.				Remarks.
	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	Number of cases in which Criminal Commitments were made.	Number of persons committed.	Number of persons convicted.	Number of persons acquitted.	
W. J. Bramley, Esq., Civil Judge, ...	1	1	...	1	1	1	1	...	...	...	...	...	
Zakir Hossein, Moonsiff of Hatrass,	1	1	...	1	1	4	...	4	...	...	...	...	
Rughoonath Suhay, Moonsiff of Akrabad, ...	...	...	...	...	...	...	...	...	2	10	...	10	
Sooltan Hussun, Moonsiff of Khyr, ...	...	...	...	...	...	...	...	...	1	1	...	1	
Total, ...	2	2	...	2	2	5	1	4	3	11	...	11	

Average duration of Suits.

Name and Designation of Officer.	1862.			1863.		
	Years.	Months.	Days.	Years.	Months.	Days.
W. J. Bramley, Esq., Judge, ...	...	5	21	...	4	7
Rai Kanjee Suhay, Principal Sudder Ameen, ..	...	1	16	...	2	7
Hafiz-ood-deen Ahmud, Moonsiff of Coel, ...	...	1	23	...	1	7
Zaker Hussein, ditto of Hatrass, ...	...	1	1	...	...	21
Rughoonath Suhay, ditto of Akrabad ...	...	1	7	...	...	16
Sooltan Hussun, ditto of Khyr, ...	...	...	...	...	1	6
Nizam Ali Khan, ditto of Kasgunj, ...	...	1	22	...	1	16

Personal Attendance of Parties to Suits.

Designation of Court and name of Presiding Officer.	*Cases in which the parties or one of them were before the Court in person voluntarily or by Summons.*				Cases of non-attendance.	Total number of cases decided.	Percentage of cases of personal attendance to total cases decided.
	In which Plaintiff was personally before the Court.	In which Defendant was personally before the Court.	In which both parties were personally before the Court.	Total cases of personal attendance.			
Judge, ...	31	22	18	71	177	248	28·
Principal Sudder Ameen, ...	57	56	145	258	142	400	64·
Moonsiff of Coel, ...	149	191	432	772	60	832	92·
Do. of Hatrass, ...	131	75	346	552	65	617	89·
Do. of Akrabad, ...	234	75	348	657	138	795	82·
Do. of Khyr, ...	50	71	120	241	62	303	79·
Do. of Kasgunj, ...	161	141	359	661	60	721	91.
Total, ...	813	631	1,768	3,212	704	3,916	82·

Operation of Sections 243, 244 and 248, Act VIII. of 1859.

DISTRICT.	Civil Court.	Number or Mouzahs and Shares of Mouzahs alienated in execution of decrees of Civil Courts during the year.												Remarks.
		Temporary, conditional, partial or voluntary..						Involuntary and permanent under Section 248.						
		By order of Court under Section 243.		*At instance of the Collector under Section 244.*		*Total.*		*Hereditary.*		*Other.*		*Total.*		
		Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	Entire Mouzahs.	Shares of Mouzahs.	
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.
Allygurh, ...	Principal Sudder Ameen, ...	...	...	...	1	...	1	...	26	...	11	...	37	
Ditto, ...	Moonsiff of Coel, ...	...	1	...	...	...	1	...	18	...	1	...	19	
Ditto, ...	Ditto of Hatrass, ...	...	...	...	...	...	...	...	20	...	...	...	20	
Ditto, ...	Ditto of Akrabad, ...	...	1	...	...	...	1	...	12	...	2	...	14	
Ditto, ...	Ditto of Khyr, ...	...	...	...	1	...	1	...	38	...	2	...	40	
Etah, ...	Ditto of Kasgunj, ...	...	...	...	6	...	6	...	11	...	2	...	13	
	Total, ...	...	2	...	8	...	10	...	125	...	18	...	143	

Principal Sudder Ameen's Work.

Name of Principal Sudder Ameen.	*Average number of regular Cases decided on their merits and ex parte per mensem.*		Percentage of cases appealed of appealable cases.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at the close of the year at the average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both parties personally attended in Court.	Remarks.
	Original Suits.	Appeals.			M. D.	M. D.		
Rai Kanjee Suhay, ... Principal Sudder Ameen, ...	16	10	22·	22·	1 9	2 7	64·	

Moonsiff's Work.

Moonsiffee.	Name of Moonsiff.	Average number of regular cases decided on their merits and *ex parte* per mensem.	Percentage of cases appealed to those finally disposed of.	Percentage of cases reversed or modified to total appeals tried.	Number of days' work left pending at close of the year at average rate of work performed in past year.	Average duration of Suits.	Percentage of cases in which one or both of the parties personally attended to total number finally disposed of.	Remarks.
					M. D.	M. D.		
Coel, ...	Hafeez-ood-deen Ahmud,	34	8·	37·	1 13	1 7	92·	
Hatrass, ...	Zakir Hoosein, ...	34	8·	25·	0 5	0 21	89·	
Akrabad, ...	Rughonauth Sahoy, ...	58	5·	36·	0 14	0 16	82·	
Khyr, ...	Sooltan Hussun, ...	8	8·	47·	0 10	1 6	79	
Kasgunj,	Nizam Ulee Khan, ...	42	5·	47·	2 2	1 16	91·	

Financial Results of Muzkoorie and Tulubanah Returns.

Name of Court.	Number of Peons.	Amount of Tulubanah after payment of one-fourth to the Nazir of the Court.	Amount of salary of Peons.	Surplus at close of year.	Deficit.	Remarks.
		Rs. As. P.	Rs. As. P.	Rs. As. P.		
Judge, ..	4	457 3 0	252 2 6	205 0 6	...	
Principal Sudder Ameen, ...	18	1,479 8 3	1,074 0 6	405 7 9	...	
Moonsiff of Coel, ...	19	1,556 11 9	1,248 7 0	308 4 9	...	
Ditto of Hatrass, ...	16	1,450 2 0	1,061 14 9	388 3 3	...	
Ditto of Akrabad, ...	15	1,633 11 1	1,017 11 10	615 15 3	...	
Ditto of Khyr, ...	10	1,039 9 9	732 10 9	306 15 0	...	
Ditto of Kasgunj, ...	19	1,763 12 0	1,143 7 11	620 4 1	...	
Total, ...	101	9,380 9 10	6,530 7 3	2,850 2 7	...	

Income of Stamps and Costs of Subordinate Judges.

Court.	Aggregate value of Stamps filed.	Amount ordered to be refunded for Razeenamah.	Net Total.	Cost of Subordinate Civil Judges' Salaries and Establishments, exclusive of the Zillah Judge.	Net gain to Government.	Loss to Government.	Remarks.
	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.	Rs. As. P.		
Principal Sudder Ameen,	19,524 11 0	179 0 0	19,345 11 0	6,600 0 0	12,745 11 0		
Moonsiff of Coel, ...	7,358 0 0	273 0 0	7,085 0 0	3,360 0 0	3,725 0 0		
Do. of Hatrass, ...	4,745 3 0	45 0 0	4,700 3 0	2,640 0 0	2,060 3 0		
Do. of Akrabad, ...	5,139 0 0	38 0 0	5,101 0 0	2,640 0 0	2,461 0 0		
Do. of Khyr, ...	2,412 4 0	45 8 0	2,366 12 0	2,610 0 0	...	273-4	
Do. of Kasgunj,	5,685 10 0	106 0 0	5,579 10 0	2,605 0 0	2,974 10 0		
Total, ...	44,864 12 0	686 8 0	44,178 4 0	20,455 0 0	23,966 8 0	273-4	

JAMES SIMSON,

Register.

STATEMENT shewing the number of Original Suits and Appeals pending, instituted, and disposed of in the several Civil Courts in the North Western Provinces during the year 1863, and the average length of time the Original Suits and Appeals disposed of were pending.

1.	2.	3.	4.		5.	
	Zillah Court.	Name of Officer.	Number of Suits pending on 1st January, 1863.		Instituted during the year 1863.	
			Original.	Appeal.	Original.	Appeal.
Meerut.	Scharunpore, ...	Mr. S. J. Becher, ...	1	63	...	367
	Meerut, ...	„ R. Spankie, ...	5	36	...	286
		„ G. D. Turnbull, ...				
	Allygurh, ...	„ W. J. Bramly, ...	...	103	...	384
Rohilcund.	Moradabad, ...	Mr. J. Power, ...	1	148	...	457
	Bareilly, ...	„ R. H. W. Dunlop, ...	...	182	...	576
		„ H. Vansittart, ...				
	Shahjehanpore, ...	Hon'ble R. A. J. Drummond, ...	2	93	...	399
Agra.	Agra, ...	Mr. W. S. Paterson, ...	15	169	1	408
		„ H. Lushington, ...				
	Furruckabad, ...	„ F. M. Lind, ...	7	54	...	411
		„ M. B. Thornhill, ...				
	Mynpoorie, ...	„ J. H. Batten, ...	6	169	...	458
		„ H. Lushington, ...				
		„ F. Thompson, ...				
Allahabad.	Cawnpore, ...	Mr. G. E. Lance, ...	4	103	...	333
	Futtehpore, ...	„ E. J. Boldero, ...	2	57	14	230
	Allahabad, ...	„ G. P. Money, ...	13	49	...	362
		„ H. G. Keene, ...				
Benares.	Azimgurh, ...	Mr. A. Ross, ...	1	167	...	738
	Goruckpore, ...	„ A. Swinton, ...	3	477	...	822
		„ C. R. Lindsay, ...				
	Jounpore, ...	„ M. B. Thornhill, ...	...	218	...	688
		„ H. B. Henderson, ...				
	Mirzapore, ...	„ H. P. Fane, ...	1	207	...	262
	Benares, ...	„ C. Horne, ...	...	11	...	121
	Ghazeepore, ...	„ J. R. Carnac, ...	...	189	...	698
		„ J. R. Best, ...				
		„ B. Sapte, ...				
		Total, ...	61	2,495	15	8,000

STATEMENT shewing the number of Original Suits and Appeals pending, instituted, year 1863, and the average length of time the Original

1.	2.	3.	6.		7.	
	Zillah Court.	Name of Officer.	Received by transfer.		Total.	
			Original.	Appeal.	Original.	Appeal.
Meerut.	Seharunpore, ...	Mr. S. J. Becher, ...	6	...	7	430
	Meerut, ...	„ R. Spankie, ...	37	...	42	322
		„ G. D. Turnbull, ...				
	Allygurh, ...	„ W. J. Bramly, ...	16	14	16	501
Rohilcund.	Moradabad, ...	Mr. J. Power, ...	39	1	40	606
	Bareilly, ...	„ R. H. W. Dunlop, ...	12	15	12	773
		„ H. Vansittart, ...				
	Shahjehanpore, ...	Hon'ble R. A. J. Drummond, ...	2	7	4	499
Agra.	Agra, ...	Mr. W. S. Paterson, ...	22	5	38	582
		„ H. Lushington, ...				
	Furruckabad, ...	„ F. M. Lind, ...	200	12	207	477
		„ M. B. Thornhill, ...				
	Mynpoorie, ...	„ J. H. Batten, ...	6	2	12	629
		„ H. Lushington, ...				
		„ F. Thompson, ...				
Allahabad.	Cawnpore, ...	Mr. G. E. Lance, ...	11	5	15	441
	Futtehpore, ...	„ E. J. Boldero, ...	13	25	29	312
	Allahabad, ...	„ G. P. Money, ...	15	4	28	415
		„ H. G. Keene, ...				
Benares.	Azimgurh, ...	Mr. A. Ross, ...	34	21	35	926
	Goruckpore, ...	„ A. Swinton, ...	4	16	7	1,315
		„ C. R. Lindsay, ...				
	Jounpore, ...	„ M. B. Thornhill, ...	5	25	5	931
		„ H B. Henderson, ...				
	Mirzapore, ...	„ H. P. Fane, ...	11	...	12	469
	Benares, ...	„ C. Horne, ...	32	11	32	143
	Ghazeepore, ...	„ J. R. Carnac, ...	1	12	1	899
		„ J. R. Best, ...				
		„ B. Sapte, ...				
		Total, ...	466	175	542	10,670

and disposed of in the several Civil Courts in the North Western Provinces during the Suits and Appeals disposed of were pending.—(Continued)

8.		9.		10.		11.		12.		13.		14.	
		DECIDED.											
Transferred to other Courts.		On trial on the evidence in presence of both parties.		Ex-parte.		Confession.		Rejected.		Dismissed on default.		Adjusted or withdrawn.	
Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.
...	195	4	158	1	4	...	...	...	7	...	...	2	6
2	...	32	286	1	...	2	...	...	...	...	5	2	5
3	141	9	218	...	5	...	...	...	6	...	1	3	6
7	386	31	144	...	...	1	...	...	19	1	1	...	3
...	361	12	168	...	...	...	1	...	...	...	6	...	4
...	111	2	292	...	...	...	...	...	...	...	3	...	6
14	204	12	112	...	...	1	...	...	27	...	5	1	4
5	78	85	362	32	...	14	...	1	7	34	13	18	3
...	264	4	40	...	...	...	...	...	2	...	2	...	3
		1	33	...	...	...	...	...	2	...	6	...	...
		4	190	...	...	...	...	...	1	...	1	...	9
...	60	12	238	...	...	1	...	...	...	...	15	1	9
...	1	21	270	1	3	...	...	...	15	...	1	1	3
5	81	13	230	5	...	...	...	...	2	...	2	4	7
1	102	8	745	...	...	4	...	...	6	...	10	18	33
5	727	1	450	...	...	...	...	...	4	...	1	...	1
...	266	4	504	...	1	...	...	...	12	...	31	...	7
1	125	8	200	2	...	...	...	...	...	...	...	...	15
3	...	9	114	...	...	1	...	...	3	...	3	17	7
...	553	...	39	...	...	...	...	...	...	...	...	...	3
		...	31	...	1	...	...	...	1	...	1	...	2
		...	39	...	1	...	...	...	2	...	...	...	...
46	3,655	272	4,863	42	15	24	1	1	116	35	107	67	136

STATEMENT shewing the number of Original Suits and Appeals pending, instituted, year 1863, and the average length of time the Original

1.	2.	3.	15.		16.	
	Zillah Court.	Name of Officer.	Non-suited.		Pending at the end of 1863.	
			Original.	Appeal.	Original.	Appeal.
Meerut.	Seharunpore, ...	Mr. S. J. Becher, ...	...	...	...	60
	Meerut, ...	„ R. Spankie, ...	...	...	3	26
		„ G. D. Turnbull, ...				
	Allygurh, ...	„ W. J. Bramly, ...	...	...	1	124
Rohilcund.	Moradabad, ...	Mr. J. Power, ...	...	...	...	53
	Bareilly, ...	„ R. H. W. Dunlop, ...	...	...	...	233
		„ H. Vansittart, ...				
	Shahjehanpore, ...	Hon'ble R. A. J. Drummond, ...	...	...	2	87
Agra.	Agra, ...	Mr. W. S. Paterson, ...	...	...	10	230
		„ H. Lushington, ...				
	Furruckabad, ...	„ F. M. Lind, ...	...	..	18	14
		„ M. B. Thornhill, ...				
	Mynpoorie, ...	„ J. H. Batten, ...	...	...	3	76
		„ H. Lushington, ...				
		„ F. Thompson, ...				
Allahabad.	Cawnpore, ...	Mr. G. E. Lance, ...	...	...	1	119
	Futtehpore, ...	„ E. J. Boldero, ...	...	...	6	19
	Allahabad, ...	„ G. P. Money, ...	...	...	1	93
		„ H. G. Keene, ...				
Benares.	Azimgurh, ..	Mr. A. Ross, ...	...	...	4	30
	Goruckpore, ...	„ A. Swinton, ...	...	...	1	132
		„ C. R. Lindsay, ...				
	Jounpore, ...	„ M. B. Thornhill, ...	...	...	1	110
		„ H. B. Henderson, ...				
	Mirzapore, ...	„ H. P. Fane, ...	...	...	1	129
	Benares, ...	„ C. Horne, ...	...	...	2	16
	Ghazeepore, ...	„ J. R. Carnac, ...	...	...	1	226
		„ J. R. Best, ...				
		„ B. Sapte, ...				
		Total, ...	...		55	1,777

and disposed of in the several Civil Courts in the North Western Provinces during the Suits and Appeals disposed of were pending.—(Continued.)

17.			18.	19.	20.			21.
Result of Appeals.					Average duration of Suits.			
Appeals admitted.	Reversed or modified.	Confirmed.	Proportion of Appeals admitted to Suits decided.	Proportion of reversals to Appeals tried.	Years.	Months.	Days.	Remarks.
69	5	26	38·	16·	...	2	22	
140	2	3	45·	40·	...	1	9	
10	1	7		13·				
84	5	2	34·	71·	...	4	7	
31	1	...	16·	100·	...	5	2	
68	3	3	49·	50·	...	2	28	
26	17	9		65·				
141	14	20	46·	41·	...	5	6	
72	11	12	57·	48·	...	10	20	
20	1	...		100·	...	1	5	
19	1	...	12·	100·	...	...	20	
48	...	...		...	...	8	11	
51	6	17		26·	...	9	...	
9	...	...	28·	...	...	5	14	
24	...	...		...	...	4	1	
63	...	1	23·	...	...	1	...	
82	...	...	26·	...	...	3	...	
143	4	18	57·	18·	...	3	...	
6	...	...		...				
265	27	50	32·	35·	...	2	23	
56	10	21	25·	32·	...	3	29	
58	...	...		...				
61	1	...	18·	100·	...	2	20	
39	...	...		...				
64	2	7	28·	22·	...	11	7	
108	26	16	70·	62·	...	...	27	
74	19	18	...	51·	...	11	29	
3	...	...	8·	...	1	1	24	
...	...	...	...	...	1	1	11	
1,834.	156	230	32·	40·	...	6	28	

STATEMENT shewing the number of Original Suits and Appeals pending, instituted, year 1863, and the average length of time the Original

1.	2. Zillah Court.	3. Name of Officer.	4. Number of Suits pending on 1st January, 1863.		5. Instituted during the year 1863.	
			Original.	Appeal.	Original.	Appeal.
		PRINCIPAL SUDDER AMEENS.				
Meerut.	Seharunpore, ...	Sookhbaee Lall, ...	27	18	169	4
	Dehra Dhoon, ...	Mr. S. Melville, ...	4	...	4	...
	Meerut, ...	Abdool Azeez, ...	78	61	311	3
		Pygumber Bux, ...				
	Allygurh, ...	Rai Kanjee Sahoy, ...	40	8	242	...
Rohilcund.	Moradabad, ...	Hussun Ruzza Khan, ...	25	18	163	...
		Mahomed Hussun, ...				
		Mahomed Hussun, (2nd.)				
	Bareilly, ...	Mahomed Kasim Allee Khan, ...	38	52	93	...
	Shahjehanpore, ...	Rai Doobey Jwala Pershad, ...	25	1	91	...
		Rai Dabee Dyal, ...				
Agra.	Agra, ...	Mahomed Bux, ...	68	26	457	2
		Dabee Dyal, ...				
		Mr. V. Berkeley, ...	5	19	1	...
		Mahomed Bux, ...				
	Furruckabad, ...	Kazee Inayut Hoosein Khan, ...	4	...	104	2
	Mynpoorie, ...	Sheikh Momin Allee, ...	17	35	112	...
Allahabad.	Cawnpore, ...	Mahomed Hussun, ...	45	...	196	...
		Abdoolla Khan, ...				
	Banda, ...	Rai Soonder Lall, ...	99	...	881	...
	Allahabad, ...	Khoorsheid Allee Khan, ...	26	3	287	...
Benares.	Goruckpore, ...	Mooftee Assud-oolla Khan, ...	36	297	99	..
		Syud Pygumber Bux, ...	...	...	...	...
	Azimgurh, ...	Pygumber Bux, ...	11	17	71	.
		Abdool Uzeez, ...				
	Jounpore, ...	Mahomed Abdoolla Khan, ..	9	1	115	2
		Mahomed Hussun Ruzza Khan, ...				
	Mirzapore, ...	Hubeeb-oolla Khan, ...	76	2	574	...
	Benares, ...	Mr. R. H. Smith, ...	22	...	513	..
	Ghazeepore, ...	Syud Ahmed Khan, ...	8	3	97	...
		Total, ...	663	561	4,580	13

and disposed of in the several Civil Courts in the North Western Provinces during the Suits and Appeals disposed of were pending.—(Continued.)

6.		7.		8.		9.		10.		11.		12.	
Received by transfer.		Total.		Transferred to other Courts.		Decided.							
						On trial on the evidence in presence of both parties.		Ex-parte.		Confession.		Rejected.	
Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.	Original.	Appeal.
4	197	200	219	6	...	94	200	13	...	40	...	...	...
...	...	8	...	...	...	...	...	2	...	1	...	...	...
35	1	424	65	32	...	212	57	29	...	42	...	...	...
16	142	298	150	5	...	156	138	38	...	33	3	...	...
6	393	194	411	...	...	98	308	21	...	5	...	...	1
9	362	140	414	9	2	67	286	12	...	11	1	...	...
8	112	124	113	...	...	79	76	8	...	8	...	...	...
23	203	548	231	14	...	309	215	37	...	29	...	...	...
1	...	7	19	1	...	3	19	3	...	...	...	...	...
115	77	223	79	27	2	108	73	33	1	18	...	...	...
15	256	144	291	7	1	72	236	15	...	18	...	...	...
155	60	396	60	9	...	145	59	16	...	37	...	1	...
						75	...	7	...	8	...	...	...
4	...	984	...	16	...	355	...	63	...	299	...	2	...
11	51	324	54	8	...	140	52	44	...	64	...	...	...
37	375	172	672	5	82	97	485	2	4	18	...	...	...
...	486	...	486	...	51	...	421	...	5	...	...	...	...
120	167	202	124	14	...	112	100	4	...	4	...	...	...
23	267	147	270	4	1	87	243	8	...	10	...	...	...
15	116	665	118	10	...	289	78	58	...	99	...	...	...
15	1	550	1	31	...	337	1	43	...	42	...	...	...
8	528	113	531	1	...	79	470	5	...	3	...	1	1
620	3,734	5,863	4,308	199	139	2,914	3,517	461	10	789	4	4	2

STATEMENT shewing the number of Original Suits and Appeals pending, instituted, year 1863, and the average length of time the Original

1.	2.	3.	13.		14.	
	Zillah Court.	Name of Officer.	Dismissed on default.		Adjusted or withdrawn.	
			Original.	Appeal.	Original.	Appeal.
		PRINCIPAL SUDDER AMEENS.				
Meerut.	Seharunpore, ...	Sookhbasee Lall, ...	...	...	12	...
	Dehra Dhoon, ...	Mr. S. Melville, ...	...	...	2	...
	Meerut, ...	Abdool Azeez, ...	2	4	32	4
		Pygumber Bux, ...				
	Allygurh, ...	Rai Kanjee Sahay, ...	...	1	24	6
Rohilcund.	Moradabad, ...	Hussun Ruzza Khan, ...	2	2	14	4
		Mahomed Hussun, ...				
		Mahomed Hussun,(2nd.) ...				
	Bareilly, ...	Mahomed Kasim Allee Khan, ...	2	10	6	3
	Shahjehanpore, ...	Rai Doobey Jwala Pershad, ...	2	3	5	...
		Rai Dabee Dyal, ...				
Agra.	Agra, ...	Mahomed Bux, ...	6	1	37	1
		Dabee Dyal, ...				
		Mr. V. Berkeley, ...	...	...	...	...
		Mahomed Bux, ...				
	Furruckabad, ...	Kazee Inayut Hosein Khan, ...	7	9	15	...
	Mynpoorie, ...	Sheikh Momin Allee, ...	...	3	8	3
Allahabad.	Cawnpore, ...	Mahomed Hussun, ...	10	...	40	1
		Abdoolla Khan,, ...	5	...	5	...
	Banda, ...	Rai Soonder Lall, ...	60	...	116	...
	Allahabad, ...	Khoorshed Allee Khan, ...	4	...	27	2
Benares.	Goruckpore, ...	Mooftee Assud-oolla Khan, ...	...	2	4	2
		Syud Pygumber Bux, ...	...	7	...	2
	Azimgurh, ...	Pygumber Bux, ...	1	...	12	...
		Abdool Uzeez, ...				
	Jounpore, ...	Mahomed Abdoolla Khan, ...	1	...	10	...
		Mahomed Hussun Ruzza Khan, ...				
	Mirzapore, ...	Habeeb-oolla Khan, ...	62	...	41	...
	Benares, ...	Mr. R. H. Smith, ...	8	...	42	...
	Ghazeepore, ...	Syud Ahmed Khan, ...	...	5	2	4
		Total, ...	172	41	454	32

and disposed of in the several Civil Courts in the North Western Provinces during the Suits and Appeals disposed of were pending.—(Continued.)

15.		16.		17.			18.	19.	20.			21.
Non-suited.		Pending at the end of 1863.		Result of Appeals.			Proportion of appeals admitted to suits decided.	Proportion of reversals to appeals tried.	Average duration of suits.			Remarks.
Original.	Appeal.	Original.	Appeal.	Appeals admitted.	Reversed or modified.	Confirmed.			Years.	Months.	Days.	
...	...	35	19	40	19	25	11·	42·	...	1	3	
...	...	3	...	...	...	...	...	...	...	5	24	
...	...	75	...	70	23	45	21·	33·	...	3	6	
				9	...	...		...	...	2	25	
1	...	41	2	65	5	16	16·	24·	...	2	7	
1	...	53	96	43	16	35	12·	31·	...	1	10	
				11	...	...	...	...	...	1	7	
				...	...	...	...	...	...	1	6	
...	...	33	112	36	4	45	9·	8·	...	2	5	
...	...	22	34	49	17	28	27·	38·	...	1	16	
				...	...	...	...	...	...	2	8	
3	...	113	14	142	34	43	22·	44·	...	1	15	
				...	...	...	...	...				
...	...	...	...	2	2	6	8·	25·	...	9	9	
				...	...	...	...	...				
1	...	14	...	30	17	17	12·	50·	...	...	24	
...	...	24	48	35	10	32	10·	22·	...	1	20	
1	...	37	...	71	24	69	23·	34·	...	2	12	
...	...			7	...	...	7·	...				
...	...	73	...	77	23	63	9·	26·	...	1	19	
...	...	37	...	74	18	58	22·	24·	...	1	9	
...	...	46	97	58	45	66	9·	41·	...	7	23	
...	...	...	...	1	12	3	...	80·	...	5	11	
...	...	55	24	21	6	11	9·	35·	...	2	3	
				...	...	...	...	...				
1	...	26	26	80	62	82	22·	43·	...	...	28	
				...	...	...	...	...				
1	...	105	40	22	3	10	4·	23·	...	2	3	
5	...	42	...	103	37	53	22·	41·	...	...	29	
1	2	21	49	36	3	4	6·	37·	...	1	11	
15	2	855	561	1,082	380	711	13·	35·	...	2	8	

STATEMENT shewing the number of Original Suits and Appeals pending, instituted, and disposed of in the several Civil Courts in the North Western Provinces during the year 1863, and the average length of time the Original Suits and Appeals disposed of were pending.—(Continued.)

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.	16.	17.			18.	19.	20.			21.
								Decided.								Result of Appeals.					Average duration of suits.			
	Zillah Court.	Name of Officer.	Number of suits pending on 1st January, 1863.	Instituted during the year 1863.	Received by transfer.	Total.	Transferred to other Courts.	On trial on the evidence in presence of both parties.	Ex parte.	Confession.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Non-suited.	Pending at the end of 1863.	Appeals admitted.	Reversed or modified.	Confirmed.	Proportion of appeals admitted to suits decided.	Proportion of reversals to appeals tried.	Years.	Months.	Days.	Remarks.
		SUDDER AMEENS.																						
	Dehra Doon, ...	Mr. S. Melville, ...	12	36	...	48	...	18	7	8	...	1	7	...	7	5	...	2	12·	...	...	4	6	
	Bijnour, ...	Mahomed Hussun, ...	1	52	1	54	...	26	8	7	...	...	2	1	10	8	2	1	25·	67·	...	...	16	
		Kazim Allee, ...														3	...	...		...	...	1	11	
	Bareilly, ...	Alee Bux Khan, ...	47	260	5	312	9	116	40	44	3	11	18	...	71	162	33	88	70·	27·	...	1	2	
	Budaon, ...	Rai Sheodial Singh, ...	14	228	2	244	16	56	15	103	...	13	20	...	21	4	7	7	10·	50·	...	...	22	
		Mahomed Subbeeooddeen,														16	1	1		50·	...	1	13	
	Furruckabad, ...	Heith Lall, ...	19	125	...	144	43	47	16	17	1	1	13	...	6	...	...	...	...	...	...	1	29	
	Futtehpore, ...	Hamid Hussun Khan, ...	73	685	5	763	5	249	72	274	...	16	68	3	76	79	13	64	12·	17·	...	1	5	
	Goruckpore, ...	Syud Kasim Alee Khan,	133	782	48	963	21	455	41	236	...	66	43	...	101	295	99	328	35·	23·	...	1	17	
	Azimgurh, ...	Dabee Dyal, ...	82	863	20	965	133	323	51	80	...	45	216	3	114	27	12	26	7·	32·	...	1	22	
		Mahomed Hussun, ...														26	8	13		38·				
	Ghazeepore, ...	Rai Buktawur Singh, ...	10	153	3	166	1	111	4	5	...	1	7	...	37	50	13	17	39·	42·	...	...	27	
		Total, ...	391	3,184	84	3,659	228	1,401	254	774	4	154	394	7	413	675	188	548	26·	26·	...	1	19	

| | MOONSIFFS. | | |

STATEMENT shewing the number of Original Suits and Appeals pending, instituted, and disposed of in the several Civil Courts in the North Western Provinces during the year 1863, and the average length of time the Original Suits and Appeals disposed of were pending.—(Continued.)

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.	16.	17.			18.	19.	20.			21.
								Decided.								Result of Appeals.					Average duration of suits.			
	Zillah Court.	Name of Officers.	Number of suits pending on 1st January, 1863.	Instituted during the year 1863.	Received by transfer.	Total.	Transferred to other Courts.	On trial on the evidence in persence of both parties.	Ex parte.	Confession.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Non-suited.	Pending at the end of 1863.	Appeals admitted.	Reversed or modified.	Confirmed.	Proportion of appeals admitted to suits decided.	Proportion of reversals to appeals tried.	Years.	Months.	Days.	Remarks.
Shahjehanpore.	Datagunj ...	Wajid Alee, ...	43	328	8	379	...	106	20	152	...	22	48	2	29	34	11	12	10·	48·	...	1	1	
		Nussur-oollah Khan, ...														...	...	...	...	...	...	...	10	
		Nawab Roy, ...														...	...	...	...	...	...	...	22	
Agra.	Muttra, ...	Abdool Ruhman, ...	47	709	17	773	5	242	109	187	...	21	125	...	84	90	36	60	13·	38·	...	...	29	
		Khadim Hossein, ...																						
		Wuzeer Alee, ...																						
	Futteeabad, ...	Nawab Roy, ...	65	661	28	754	1	197	111	220	...	24	78	...	123	88	45	57	14·	44·	...	1	...	
		Nussur-oollah Khan, ..																						
	Jullaisser, ...	Gopal Sahay, ...	58	832	6	896	1	186	65	310	...	81	122	3	125	1	6	5	...	54·	...	1	7	
Furruckabad.	Southern Division Furruckabad, ..	Hait Lall, ...	38	589	2	629	104	165	74	187	...	17	65	...	17	30	8	22	6·	27·	..	1	6	
	Northern Division Furruckabad, ...	Pundit Hursahay, ...	44	868	10	922	48	334	173	167	...	75	91	6	23	98	33	68	12·	33·	...	...	14	
	Kaimgunj, ...	Bhugwan Pershad, ...	29	461	..	495	21	235	126	53	...	19	38	...	19	19	4	19	3·	17·	...	...	15	
								96	81	74	...	7	13	..									2	
	Ditto, ...	Abdool Mujeed, ...	...	289	...	289																		
	Chubramow, ...	Kishen Dyal, ...	36	882	...	918	41	418	111	176	...	32	86	6	48	59	18	46	7·	28·	...	...	24	
	Kunnouj, ...	Nasir Alee Khan, ...	28	735	..	763	33	414	165	90	...	12	24	1	24	67	20	47	9·	30·	...	...	20	

| | | |

STATEMENT shewing the number of Original Suits and Appeals pending, instituted, and disposed of in the several Civil Courts in the North Western Provinces during the year 1863, and the average length of time the Original Suits and Appeals disposed of were pending.—(Concluded.)

1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.	12.	13.	14.	15.	16.	17.			18.	19.	20.			21.
								Decided.								Result of Appeals.					Average duration of suits.			
	Zillah Court.	Name of Officer.	Number of suits pending on 1st January, 1863.	Instituted during the year, 1863.	Received by transfer.	Total.	Transferred to other Courts.	On trial on the evidence in presence of both parties.	Ex parte.	Confession.	Rejected.	Dismissed on default.	Adjusted or withdrawn.	Nonsuited.	Pending at the end of 1863.	Appeals admitted.	Reversed or modified.	Confirmed.	Proportion of appeals admitted to suits decided.	Proportion of reversals to appeals tried.	Years.	Months.	Days.	Remarks.
Ghazeepore.	Ghazeepore, ...	Roy Buktawur Singh, ...	14	674	7	695	1	378	55	28	...	18	94	...	121	85	27	46	15	5	...	...	27	
	Bulleah, ...	Ramkalee Chowdree, ...	20	590	6	616	1	437	63	15	...	...	73	...	27	131	45	77	22	36	...	...	15	
	Mohomdabad, ...	Lalla Salig Ram, ...	37	498	9	544	...	115	8	7	...	...	16	...	29	...	...	...	...	...	...	...	21	
		Moulvee Zein-oolab-deen,						298	8	28	...	...	35	...		86	37	33	18	51	...	...	14	
	Sydepore, ...	Kusheenath Biswas, ...	4	600	8	612	2	383	46	64	...	...	63	...	54	60	25	30	11	44	...	...	13	
	Rusrah, ...	Moulvee Zein-oolab-deen,	6	378	7	391	1	78	6	7	...	1	4	...	16	...	...	...	...	...	...	...	12	
		Salig Ram, ...						185	24	45	1	2	21	...		134	59	61	32	48	...	...	14	
		Total, ...	3,199	42,133	583	45,915	592	18,150	5,418	10,548	9	1,362	5,786	56	3,994	7,230	1,419	2,643	10	35	...	...	29	
		Judges, ...						5,135	57	25	117	142	203	...										
		Principal Sudder Ameens, ...						6,431	471	793	6	213	486	17										
		Sudder Ameens, ...						1,401	254	774	4	154	394	7										
		Moonsiffs, ...						18,150	5,418	10,548	9	1,362	5,786	56										
		Grand Total, ...						31,117	6,200	12,140	136	1,871	6,869	80										

31,117	Cases Regular and Appeal were decided on the evidence in presence of both parties.
6,200	Ex-parte.
12,140	On confession.
49,457	On trial.

JAMES SIMSON,

Register.

No. 121 A OF 1864.

FROM

R. SIMSON, ESQ.,

Secretary to Government,

North-Western Provinces,

To

J. SIMSON, ESQ.,

Register to the Sudder Dewanny Adawlut,

North-Western Provinces,

DATED NYNEE TAL, THE 8TH JUNE, 1864.

SIR,

I am directed to acknowledge the receipt of your letter, No. 512, dated 26th February last, submitting the Court's Report on the Administration of Civil Justice in the North-Western Provinces for the year 1863, and in reply to communicate as follows.

2. The total number of suits instituted during the year, including the income of the Small Cause Courts, was 67,683, which shows an increase of 8,014 over the Return of 1862, but is less than the income in 1859 by 3,537 cases. The Returns for 1860, 1861, and 1862 must, as has been stated in reviewing the Report of those years, be considered exceptional.

3. It is observed that, in Benares and Allahabad, a decrease has taken place in the number of suits and appeals instituted, and I am to request that a report may be called for from the Judges of those Districts as to the causes to which this falling off is attributable.

	1862.	1863.
Benares,	... 710	634
Allahabad,	... 2,138	1,647

4. The Return shewing the number of cases pending at the close of the year is not altogether satisfactory. In all save five districts the total number has increased, and had it not been for the large decrease in Goruckpore, the results, as compared with 1862, would have been still more unfavorable.

5. No reason is assigned for the large increase of more than 300 pending cases in Bareilly, which, in the absence of all explanation, must be pronounced unsatisfactory.

6. The increase of cases pending for more than one year is owing entirely to the unfavorable Returns from Agra and Ghazeepore, which were due to exceptional causes. His Honor is glad to learn that a considerable improvement has been effected in the files of both Districts since the close of the year.

7. It is singular that the amount of Civil business should be so small at the large trading mart of Mirzapore. The large number of pending cases (375) as compared with the low position of the District as regards the amount of work done, exhibited in paras. 17 and 18 of the Report, shows unfavorably.

8. The percentage of *ex parte* cases is the same as last year, and does not appear to be too high. The percentage of arbitration cases is also the same, and of cases decided on confession of judgment almost the same as in 1862. It is very satisfactory to see that 50 per cent. of the whole number of cases were decided on their merits; in 1861 only 35 per cent. were so decided.

9. The total number of miscellaneous cases pending is slightly less than in 1862, but it is not so much so as might have been expected seeing the large de-

crease in the number of cases instituted. The reduction in pending cases is only about 1,000, while the decrease in cases instituted is nearly 8,000.

10. The Returns of Execution of Decrees, on the whole, shew an improvement upon those for 1862.

11. The large decrease in the number of cases appealable to the Civil Courts under Act X. of 1859 is very important, the more especially as the Court have given as one of the reasons for the increasing arrears on their files the large influx of such cases, and have, moreover, expressed their opinion that they are not likely to diminish. The Court are requested to report specially on this subject after receipt of the promised explanations from the Collectors.

12. The percentage of cases appealed is, it is observed, considerably larger than in 1862. In the Jounpore and Azimgurh districts it is exceptionally high, and His Honor requests that the explanation called for by the Court on this point may be forwarded for his perusal. It is presumed that the word "Goruckpore" in para. 37 of the Report is a misprint for "Azimgurh," as the percentage of appealed cases is very much larger in the latter district.

13. The Lieutenant-Governor is of opinion that the Court are quite right in not considering it within their province on this occasion to express an opinion on the working of Act X. of 1859 as it affects the question of landlord and tenant rights, or on the question of the political or social effect of the Act generally. The discussion of such questions does not belong to an Annual Report.

14. In cases of prosecutions instituted under Section 24, Act VIII. of 1859, and Sections 169 and 170, Act XXV. of 1861, the large proportion of acquittals is unfavorable, and though an occasional exercise of the power of prosecution under these Sections must have a good effect, yet His Honor entirely concurs in the opinion of the Court that such cases ought not to be instituted except the proofs are so clear as to ensure conviction. An acquittal resulting from such a prosecution may often be productive of much mischief.

15. It is not satisfactory to find that the average duration of suits in the Judges' Courts has increased from five months and eighteen days in 1862, to six months and twenty-eight days in the present year. His Honor observes that the highest averages are in Ghazeepore, Agra, and Mirzapore. The circumstances stated in paras. 14 and 15 of the Court's Report explain to some extent the cause of delay in the first two districts, but no reason is assigned for the very high average of eleven months and seven days in Mirzapore. As the return given at para. 64 of the Report shews that Mirzapore is one of the lightest districts in these Provinces, so far as regards the amount of work done by the Judge, this result cannot be considered as creditable to Mr. Fane.

16. The average duration of cases in the subordinate Courts is not excessive.

17. The large amount of Civil business performed in Furruckabad, Azimghur, and Goruckpore is creditable to the Judges of those districts, which are also the first three, if the amount of Criminal work be likewise taken into consideration. Jounpoor takes the fourth place as regards Civil business alone, but Meerut is fourth in the combined Table.

18. The Lieutenant Governor regrets to learn that the instructions of the Court on the subject of the disposal of original suits by the Zillah Judges have been in many instances treated with inattention. Mr. M. Thornhill appears to be specially deserving of censure in this respect.

19. A Circular has recently been issued by Government on this subject, which will, it is hoped, secure a proper regard to the Court's instructions in future.

20. No reason is given in explanation of the fact that the percentage of appeals to the Sudder Court from the decision of Judges should this year be more than double what it was in 1862. It is not improbable that it may have resulted partly from the encumbered state of the Court's files.

21. The percentage of appeals from the decisions of the Principal Sudder Ameens has likewise increased, though not to the same extent.

22. The Principal Sudder Ameens of Benares and Agra, Mr. R. H. Smith and Mahomed Buksh, who performed the greatest amount of Civil business in 1862, again head the list in 1863, and with Rai Soonder Lall and Mahomed Abdoollah Khan, Principal Sudder Ameens of Banda and Cawnpoor, deserve commendation for their exertions.

23. The Muzkoorie and Tullubanah Returns are on the whole satisfactory, but it is not explained why a deficit of nearly Rs. 500 was allowed to occur in the Moradabad District. The fact that the largest deficit in 1862 also took place in Moradabad would seem to show a laxity of supervision on the part of the Judge.

24. Referring to para. 75 of the Report, I am to remark that it would be interesting if the Court could give a similar Statement of the value of Stamps filed in their own and the Zillah Judges' Courts, from which an approximate estimate might be formed of the actual cost to the public revenues of the entire establishments for the administration of Civil Justice.

25. With reference to para. 79 and the two preceding paras. of the Report, I am desired to observe that, as the state of the Court's files has formed the subject of a separate correspondence, it is unnecessary to allude to the matter here further than to express the confident expectation of the Lieutenant-Governor that, with their present largely-increased staff, the Court will be enabled to clear off all the arrears during the ensuing twelve months.

26. The statistics exhibited in the Report under review are generally satisfactory, and I am to communicate the thanks of the Government to the Court for their careful and judicious supervision.

27. The Court's Report on the working of the Small Cause Courts of Benares, Allahabad, and Agra for the year 1863, submitted with your letter No. 619, dated 30th March last, and appended to the Civil Report, calls for no special notice. The statistics given are sufficient to show that the working of these Courts has been satisfactory, and that they are both popular and useful; and the very creditable exertions of the Judges are highly praiseworthy.

28. It is remarked that the Court's Report on Civil Justice is dated 26th February, but was not received in this Office until the 21st April; the Report on Small Cause Courts was also received on the same date. In future it would be advisable that the date of despatch from your Office be given, and not the date on which the Report is sent to the Government Press to be printed.

I have, &c.,

R. SIMSON,

Secretary to Government, N. W. P.

GOVERNMENT PRESS, ALLAHABAD: DR. J. M. CUNINGHAM, OFFG. SUPERINTENDENT.

00134162

Digitized with financial assistance from

Government of Maharashtra

on 01 February, 2020